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TOWN OF BILLERICA

ANNUAL REPORT

FISCAL 2003



TOWN OF BILLERICA

ANNUAL REPORT

FISCAL 2003



COVER:
Billerica C.O.A.
Stuart L. Potter Building

JULY 1, 2002 –
JUNE 30, 2003

TOWN OF BILLERICA

ANNUAL REPORT

FISCAL 2003

FLORENCE M. BENT - Died: May 16, 2003
Town Meeting Member: 1970 – 1978

LILLIAN M. BIAGIOTTI - Died: September 11, 2002
Precinct Worker: 1976 – 1990

ANNE A. (LEONARDSON) BLEAU - Died: March 11, 2003
Assistant Town Clerk: 1936 – 1941

ALLEN W. BOYD - Died: August 13, 2002
School Crossing Guard

FREDERIC H. BROWN - Died: December 7, 2002
Town Meeting Member: 1952 – 1982
Selectman: 1948 – 1956
Cemetery Commission: 1959 – 1973
Sewer Commission: 1973 – 1990
Dept. of Public Works: 1948 – 1955
Fence Viewer: 1948 – 1956
Tercentennial Commission: 1954 – 1955

ANTHONY E. CAPALDO, SR. - Died: June 18, 2003
School Custodian: 1966 – 1991

ELEANOR C. DESMOND - Died: September 26, 2002
School Clerk/Typist: 1974-1991

PAULINE DESMOND - Died: January 11, 2003
School Crossing Guard

MARIE A. DEVINE - Died: September 3, 2002
Precinct Worker: 1976-1996
Fire Department Clerk: 1956-1987

HARRIET F. DOYLE - Died: February 26, 2003
Asst. Town Clerk:
Census Taker

MARCEL DREIKOSEN - Died: March 25, 2003
Town Meeting Member:

MARY L. FARIA - Died: April 11, 2003
Precinct Worker: 1976 – 1981

JAMES A. FLAVIN, SR. - Died: April 16, 2003
Billerica Fire Department: 1955 – 1986
Acting Fire Chief: 1984 - 1986
Town Meeting Member: 1969 - 1977
Finance Committee: 1972 – 1974
Ambulance Study Committee: 1975 - 1976

CAROL A. GIBSON - Died: June 16, 2003
Associate Assessor: 1985 – 2003

LINDA M. GRAY - Died: May 10, 2002
Town Meeting Member: 1980 – 1982

HELEN M. LITTLE - Died: December 31, 2002
Election Precinct Worker: 1983 – 1988

LORRAINE T. ROTONDO - Died: October 7, 2002
Cafeteria Worker:

MARY C. SNOW - Died: June 18, 2002
School Cafeteria Worker

VIOLET STICKNEY - Died: August 1, 2002
School Cafeteria Worker & Matron

RAYMOND F. TRAINOR - Died: April 17, 2002
School Custodian: 1973-1991

MILDRED A. WESTHAVER - Died: January 15, 2003
Asst. Town Clerk: 1944 – 1946
Town Clerk: 1946 – 1973
Board of Registrars: 1948 – 1973
By-Law Codification Com.: 1948; 1954; 1960 – 1964; 1969 – 1973
Committee to protect Town Records: 1954 – 1973
Tercentennial Committee: 1954 – 1955
Industrial Commission: 1957 – 1973
Town Meeting Member at large: 1964 – 1972
Town Flag Committee: 1969 – 1972
Computer Committee: 1971 – 1972
Historical Society: 1968 – 1973

MARY E. WHELAN
Died: March 4, 2002
Cafeteria Worker: 1962-1979

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GENERAL INFORMATION

ADDRESS: 365 Boston Road

HOURS: 8:30 a.m. to 4:00 p.m.

AREA: 25.96 Square Miles

ALTITUDE: 375 Feet above Sea Level

INCORPORATED: May 1655

POPULATION: 38,981 (Federal Census)

COUNTY: Middlesex

DISTRICTS: Fifth Congressional, Sixth Councilor, Fourth Middlesex Senatorial, 22nd Middlesex Representative

U.S. Senator–Edward M. Kennedy (D)
Room 2400, J.F.K. Federal Building
Boston, MA 02203

U.S. Senator–John Kerry (D)
Transportation Building
10th floor, 1 Bowdoin Street
Boston, MA 02116

U.S. Representative-Martin T. Meehan (D)
11 Kearney Square
Lowell, MA 01852

State Senator-Robert A. Havern, III
Room 513 – State House
Boston, MA 02133

State Representative-William G. Greene, Jr.
Room 473F - State House
Boston, MA 02133-1054

Councilor-Michael J. Callahan (D)
194 State Street
Boston, MA 02133-1054 (Sixth Councilor)

QUALIFICATIONS FOR REGISTRATION AS A VOTER: ALL ELECTIONS: Every citizen eighteen (18) years of age and upwards, who has resided within the Town one day may claim the right to vote.

ABSENTEE VOTING: AT ALL ELECTIONS, Including primaries

REGISTRATION: Monday through Friday, 8:30 a.m. to 4:00 p.m., at the Office of the Board of Registrars. Special sessions held preceding elections.

ANNUAL ELECTION: First Saturday in April

ANNUAL APPROPRIATION MEETING:
First Tuesday in May (Spring)
First Tuesday in October (Fall)

BOARD OF APPEALS: 1st and 3rd Wednesday

BOARD OF HEALTH: 1st Monday each month

BOARD OF SELECTMEN: 1st and 3rd Monday

PLANNING BOARD: 2nd and 4th Monday

SCHOOL COMMITTEE: 2nd and 4th Monday

BOARD OF HEALTH: Householders shall report to the Board of Health all cases of communicable disease unless a physician is in attendance. Subsurface sanitary disposal systems installation and repair must be inspected by the Health Department.

DOG LICENSES: All dog licenses expire December 31. A dog should be licensed when three (3) months old. **FEES**:
FEES: Male/Female $10.00
Neutered Male/Spayed Female $6.00
Spaying or Neutering Certificates must be shown for first license and a valid rabies certificate must be shown every year before license can be issued, unless you have left the rabies certificate on file in the Town Clerk's Office.

PENALTY FEE: Any dog three (3) months of age or older not licensed by MARCH 10 will have a $10.00 late fine added to the license fee.

TAX RATE: For Fiscal Year 2003
$11.06 per $1,000 residential
$25.13 per $1,000 commercial/industrial

PRECINCT 1

Term Expires 2005
Marcelline P. Higgins
David A. Gagliardi
Joanne M. Gagliardi

Term Expires 2004
Sandra MacMillian
George A. Merrill, Jr.
Ronald F. Turner

Term Expires 2003
Nicole S. Brien
Lorraine Lally
Gerald A. Young, Jr.
Robert J. Brogan, Elected by Caucus
Nancy L. Ferris, Elected by Caucus
Katharine M. Kilroy, Elected by Caucus
Timothy G. Kilroy, Elected by Caucus
Kevin Gilligan, Elected by Caucus
Arthur Laramee, Elected by Caucus
Craig E. Rich, Elected by Caucus
Walter H. Suprey, Jr., Elected by Caucus

PRECINCT 2

Term Expires 2005
Thomas H. Conway, Jr.
John E. Coppinger
Paul J. Coppinger
Bernard F. Hoar
Anthony R. Iovanna
Philip J. Newfell
Ellen Day Rawlings
Peter Rawlings

Term Expires 2004
John Ciancio, Jr.
John Coyne
John A. Harlow
Jeanne Legallo
Daniel J. Looney, Jr.
Bradford O'Neill
Carol D. Wood

Term Expires 2003
Brian D. Dugay
Edward J. Giroux
Sandra Giroux
John Mark Johnson
Beverly Marck
Peter E. Marck
Olga S. Symes

PRECINCT 3

Term Expires 2005
John F. Gray, Jr.
Catherine E. Marshall
Gilbert A. Moreira
Susan D. Moreira
Ralph Morrison
Barbara J. Solomon

Term Expires 2004
Claire M. Babcock
William F. Loughlin
Walter R. Perry
Mary A. Petty
Helen B. Smith
Robert F. Smith

Term Expires 2002
J. Christopher Canadas
Marie C. Loughlin
Lawrence R. Norman
Maryanne J. Perry
Michael A. Riley
Donald R. Bears, Elected by Caucus

PRECINCT 4

Term Expires 2005
Peter A. Annunziata
Gilbert W. Griggs
Brian P. Kelly
Brian Luttrell
Phillip J. Tammaro
John C. Yavanian
Robert M. Correnti

Term Expires 2004
Romolo Capobianco
Alma J. Elkins
Bessie G. Killeen
Joseph E. LeBlanc
Marti Mahoney
Kathryn M. Matos
Michael O'Brien

Term Expires 2003
James A. Bradley
Ted Clark
Douglas W. Fogerty
Robert D. Killeen
Vincent MacDonald
John J. Piscatelli
Kristi-Rae Garon, Elected by caucus

PRECINCT 5
Term Expires 2005
Marie P. Blanchette
Kenneth L. Buffum
Vincent J. Cangiamilla
James F. O'Donnell, Jr.
Mary A. Pasho
Michael S. Rosa

Term Expires 2004
Salvatore A. Dampolo
Donald L. Fay - Resigned
John W. Morris
Lillie M. Ralston
Madeline T. Sargent
Stewart Wood

Term Expires 2003
Kristan M. Decesaro
Diane Hadley
T. Josephine Leary
John Ripa
Joel Williams
Donald E. Wilson
Christopher A. Connell, Elected by Caucus
William P. Hadley, Elected by Caucus
Alice P. Houghton, Elected by Caucus
Robert C. Anton, Elected by Caucus

PRECINCT 6
Term Expires 2005
Richard L. Annese
Dorothy M. Callihan
Cosmo D. Cavicchio, Jr.
Phyllis A. MacDonald
Edward R. McLaughlin
Salvatore Pasciuto, Jr.

Term Expires 2004
Pierre J. Allain
Donald F. MacDonald
Malcom P. McDowell
Robert E. Murphy
David Saviano
Erik Symanski

Term Expires 2003
Frederick Breitwieser
Pauline M. Browne
Margaret M. Newhall
John K. Saulnier
Scott H. Garon, Elected by Caucus

PRECINCT 7
Term Expires 2005
Vincent A. Amato, Jr
John E. Bartlett
Rosalind C. Bartlett
Frank M. Busalacchi
Janice D. Busalacchi
Peter M. Coppinger
Raymond W. Fischer
James D. Mollison

Term Expires 2004
Diane J. DePaso
Stephen L. Hart
David R. Laskey - Resigned
James M. McDonough
William R. Sievert
Jan Wetzel
Stephen K. Wetzel

Term Expires 2003
Earl C. Leavitt

Mary K. McBride
Jonathan Munro
Robert A. Patten, III
Frank J. Ruggeri
Joseph Sharrock
Thomas W. Woodford

PRECINCT 8

Term Expires 2005
Joanne M. Giovino
Helen R. Knight
Charlene McCarthy
John N. Noonan
Joan C. Toscano

Term Expires 2004
Beverly Chorbajian
Stephen R. Dresser
Jacqueline G. Gurney
Oren D. Hunt, Jr.
Barbara Morrissey

Term Expires 2003
Dennis J. Abrams
Katelyn A. Giovino
William T. Mernin
Scott Winchell
Rosemary E. Saviano
John T. Glavin, Jr., Elected by Caucus
Michael W. Conant, Jr. Elected by Caucus
Jean-Paul Durand, Elected by Caucus
Elizabeth Anne Smith, Elected by Caucus

PRECINCT 9

Term Expires 2005
Elaine T. Horlink
Diane L. Milano
Nicholas J. Rosa
Francis A. Sarno

Term Expires 2004
Patricia C. Flemming
James Patrick Lally
Robert P. Melanson
Rino Moriconi

Term Expires 2003
Anthony V. Capezza
Michael J. Casey
Marc F. Lally
Donald J. Ryan
Dorothy L. Pearson, Elected by Caucus
Cheryl L. Lally, Elected by caucus

PRECINCT 10

Term Expires 2005
James T. Dangora, Jr.
Arthur L. Doyle
James E. Foy
Edward J. Hurd
Marie L. O'Rourke
Doris M. Pearson

Term Expires 2004
Peter D. Greeley
Jerry A. Houghton
Roger Adam Nowicki
Nancy L. Smith
Alfred R. Pearson, Jr.

Term Expires 2003
Andrew J. Bowen
William H. Desmond
Joseph L. Devlin
Charlene McGowan
Isabell M. Rearson
John Luke Mills, Elected by Caucus

PRECINCT 11

Term Expires 2005
Robert B. Accomando
Karen A. Miller
Barbara G. Norman
Robert C. Norman
Michael T. Revane
Milton Saunders
Joseph E. Silva

Term Expires 2004
Anthony Barbere
Donald P. Burlamachi
Harry E. Chronister

Ilana Freedman
Marie Massey
Lisa Moscone
Paul E. Shibles

Term Expires 2003
Edward A. Bunker
Daniel Burns
Lillian Colby
Bruce Eppich
Richard M. Freedman
Brian A. Morgan, Elected by Caucus
Elizabeth Patriquin, Elected by Caucus
Keith W. Russell, Elected by Caucus
Terrance Throwe, Elected by Caucus
Everett Jones, Elected by Caucus
Joseph A. Gibelli, Jr., Elected by Caucus

ELECTED TOWN OFFICIALS - FY2003

	Term Expires
SELECTMEN:	
James F. O'Donnell, Jr.,	April, 2003
Ellen Day Rawlings	April, 2004
Michael S. Rosa	April, 2004
Robert M. Correnti, Chairman	April, 2005
Francis "Fraz" Fraine	April, 2005
MODERATOR	
Maureen M. Sullivan	April, 2006
TOWN CLERK	
Shirley E. Schult	April, 2005
SCHOOL COMMITTEE	
Thomas F. Galligani, Chairman	April, 2005
Jessica R. Diorio	April, 2005
Maureen E. Collins-Rea	April, 2004
Marie P. Blanchette	April, 2004
Robert W. Keough	April, 2003
PLANNING BOARD	
Salvatore Pasciuto, Jr., Chairman	April, 2003
Donna L. Doucette	April, 2004

	Term Expires
Paul Marasco	April, 2004
John Saulnier	April, 2004
Robert C. Norman	April, 2003
Stephen L. Hart	April, 2005
Richard Tortola	April, 2005

REG. VOCATIONAL SCHOOL DISTRICT COMMITTEE MEMBERS

Kenneth L. Buffum	April, 2003
Bernard F. Hoar	April, 2005

BILLERICA HOUSING AUTHORITY

Helen G. Gentile	April, 2007
Stewart Wood	April, 2006
Walter F. Coakley	April, 2005
William Flaherty	April, 2004
Dorothy L. Pearson (Gov. Appt.) - Vice-Chairman	August 2006

Executive Director

Carol A. Ford – Retired 12/31/2002
Philip M. Hubbard, Appointed 1/1/2003

APPOINTED TOWN OFFICIALS - FY2003

TOWN MANAGER:	Richard Montuori - Town Manager, Eff. 8/8/98	
ASST. TOWN MANAGER:	Evelyn M. Haines	
TOWN ACCOUNTANT:	Paul Watson, Appt. 9/2000	
TOWN COUNSEL:	Brackett, Lucas & Gannon, Counselors at Law (Gary Brackett) Labor Counsel – Kevin P. Feeley, Jr.	
ASST. TOWN CLERK:	Margaret Ryan	April 6, 2005
TREASURER/TAX COLLECTOR:	David A. Genereux	June 30, 2004
ASSISTANT TREASURER:	Kelly Meehan Odams	June 30, 2004

		Term Expires
ASSISTANT TAX COLLECTOR:	Shirley E. Bedrick	June 30, 2004
DEPUTY TAX COLLECTOR:	Edward Gass	Indefinite
	Michael Thomas Revane	Indefinite
PRINCIPAL ASSESSOR:	Richard J. Scanlon	June 30, 2005
ASSOCIATE ASSESSORS:	Carol A. Gibson	June 30, 2005
	Bruce E. Richardson	June 30, 2004
BOARD OF HEALTH:	Arnold M. Ventresca	June 30, 2004
	Bernard F. Hoar	June 30, 2003
	Sandra (Burns) Giroux	June 30, 2005
	Marie O'Rourke	June 30, 2004
	Robert G. Reader	June 30, 2003

DIRECTOR OF PUBLIC HEALTH: John W. Morris

SPECIAL HEALTH AGENT (Issuing of Burial Permits)
Frank Burns
Dean Laurendeau
William Laurendeau

HEALTH INSPECTORS:
Richard Berube
John Bowen, Special Agent - Tobacco Control at Shawsheen Valley Tech.
Timothy Considine - Health Agent
Gerard Noel
Angela Braun
Melissa Stockwell – Director of Tobacco Control
Phavy Pheng

CONSTABLES:	Albert R. Melaragni	June 30, 2003
	Kimberly Bower	June 30, 2003
VETERAN'S AGENT:	Kenneth L. Buffum	Indefinite

POLICE CHIEF: Daniel C. Rosa, Jr., Appt. 12/3/01

FIRE CHIEF: Anthony E. Capaldo, Jr.

SAFETY OFFICER: Martin Conway

INSPECTOR OF BUILDINGS: Milton H. Kinney, Jr.

		Term Expires
PLUMBING INSPECTOR:	William T. Callahan	
ELECTRICAL INSPECTOR:	Anthony Iovanna	
LOCAL INSPECTOR:	David Lenzie Thomas Brooks – Eff. 8/6/01	
DIRECTOR OF PUBLIC WORKS:	John Sanchez, Director, -Resigned 3/30/03 John Livsey, Acting DPW Director	June 30, 2005
TOWN ENGINEER:	John Livsey	
SUPERINTENDENT OF CEMETERIES/PARKS & TREES:	Charles Faria	
SUPERINTENDENT OF HIGHWAYS:	Stephen C. Robertson	
SUPERINTENDENT OF SEWER:	Arthur Malcuit	
SUPERINTENDENT OF WATER:	John McGovern	
TREATMENT PLANT CHEMIST:	John Sullivan	
TOWN PLANNER:	Peter Kennedy	
SUPERINTENDENT OF SCHOOLS:	Dr. Robert Calabrese	
FAIR HOUSING DIRECTOR:	Evelyn M. Haines, Assistant Town Manager	
PROCUREMENT OFFICER:	Town Manager	
CIVIL DEFENSE DIRECTOR:	William J. Laurendeau	
FENCE VIEWER:	Malcolm P. McDowell	June 30, 2003
LOWELL REGIONAL TRANSPORTATION AUTHORITY:	Arthur L. Doyle	
DOG OFFICER & ANIMAL INSPECTOR:	Diane Allen Murphy Anthony D. Fontana – Asst Control Officer	

		Term Expires
MIDDLESEX CANAL COMMISSION:		
	Marion E. Potter, Comm.	June 30, 2003
	Andrew J. Bowen – Alternate	June 30, 2003
	Ilana Freedman – Associate	June 30, 2003
	John Reardon – Alternate	June 30, 2003
	Helen R. Knight – Alternate	June 30, 2003
	Alec Ingraham, Alternate	June 30, 2003
	Isabell Reardon, Alternate	June 30, 2003
	Donna Doucette – Alternate	June 30, 2003
DEPUTY DIRECTOR OF CIVIL DEFENSE:	Albert Donahue, Sr.	
	Thomas Revane	
STATE FUNDED BIKEWAYS PROGRAM:	Board of Selectmen	
NORTHERN MIDDLESEX COUNCIL OF GOVERNMENTS:	Ellen Day Rawlings – Selectman	June 30, 2003
	Salvatore Pascuito, Jr. – Plan Bd.	June 30, 2003
SEALER OF WEIGHTS & MEASURES:	Joseph Shaw - Retired 9/30/02	
	David Tilton – Effective 3/17/03	
BOARD OF REGISTRARS:	John G. Conway, Chairman	March 31, 2003
	Donald H. Lovegrove	March 31, 2004
	Patrick Trainor	March 31, 2005
LOCAL WATER RESOURCES MANAGEMENT OFFICIAL:	Peter Kennedy, Town Planner	
LOCAL AUCTION PERMIT AGENT:	Richard A. Montuori, Town Mgr.	Indefinite
KEEPER OF THE LOCKUP:	Daniel C. Rosa, Jr.	
COMMUNITY TEAMWORK REPRESENTATIVE:	Thomas H. Conway, Jr.	June 30, 2003
TRI-TOWN COMMITTEE:	John R. Saulnier-Plan Bd	June 30, 2003
	James F. O'Donnell, Selectman	June 30, 2003
SUASCO RIVER STEWARDSHIP COUNCIL:	Peter Kennedy, Town Planner	June 30, 2003

		Term Expires
STATE MIDDLESEX CANAL COMMITTEE:	Donna Doucette	June 30, 2003

ADEQUATE ACCESS BY-LAW REVIEW COMMITTEE

Salvatore Pascuito	June 30, 2005
Stephen Wetzel	June 30, 2005
Stephen Hart	June 30, 2005
Mary McBride	June 30, 2005
James Mollison	June 30, 2005
Neelam Wali	June 30, 2005
Neville Rivet - Resigned	June 30, 2005
Robert C. Norman	June 30, 2005
Robert M. Correnti	June 30, 2005
Stephen Robertson	June 30, 2005

ARTS COUNCIL

2	Wilfred Colby	June 30, 2003
2	Robert P. Sgroi	June 30, 2003
2	Priscilla DiBona	June 30, 2003
1	Jayne Glennon	June 30, 2004
1	Karen Kristina Ernst	June 30, 2004
1	Kathleen Paulsen	June 30, 2003
1	Sandra E. Davidson	June 30, 2003
1	Jennifer Farmer	June 30, 2004
1	Janel Botolino	June 30, 2004
1	Noredin Morgan	June 30, 2004
1	Rachelle Tayag	June 30, 2004

BILLERICA RESIDENT'S EMPLOYMENT MONITORING COMMITTEE

Dissolved: ASTM May 7, 2002

BOARD OF APPEAL

Ellen Sargent	June 30, 2004
Patricia Flemming	June 30, 2003
Doris M. Pearson	June 30, 2005
Richard A. Colantuoni	June 30, 2005
Joseph P. Shaw	June 30, 2003

ASSOCIATE MEMBERS:

Ralph McKenna – Appointed 7/2003	June 30, 2004
John F. Gray, Jr., Appointed 7/2002	June 30, 2005
Michael J. Mulligan, Sr.Resigned 6/2003	

CEMETERY COMMISSION

	Term Expires
Robert G. Reader, Chairman	June 30, 2003
Thomas H. Conway, III, Vice-Chairman	June 30, 2004
Ralph T. McDonald, Secretary	June 30, 2005

CIVIC AND CONVENTION CENTER COMMISSION

Dissolved – ASTM May 7, 2002

COMMUNICATION COMMITTEE, THE

Marc Lally	June 30, 2003
James Lally	June 30, 2003
Cheryl Lally	June 30, 2003
Frank Busalacchi	June 30, 2004
Robert M. Correnti	June 30, 2004
Richard N. Freedman	June 30, 2004
Dennis Abrams	June 30, 2005
Donald Burlamachi	June 30, 2005

COMMISSION ON DISABILITY

Wayne L. Sharpe - Handicapped slot	June 30, 2004
Debra Kardenetz - Member at large	June 30, 2004
Helen G. Gentile - Elected official	June 30, 2005
Michael Rossi - Handicapped Slot	June 30, 2005
Valerie McEachern - Handicapped slot	June 30, 2003
Paul Grassia - Handicapped slot	June 30, 2004
Joann Stone	June 30, 3003

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COMMITTEE ON RULES

Precinct	Name	T.M.M Term Expires	Committee's Term Expires
1	David Gagliardi	2005	2003
2	Philip J. Newfell	2003	2004
3	Maryanne J. Perry	2005	2005
4	Robert D. Killeen	2003	2003
5	John D. McKenna	2004	2004
6	Dorothy M. Callihan	2005	2005
7	Mary K. McBride	2003	2003
8	Oren D. Hunt, Jr.	2004	2004
9	James Patrick Lally	2004	2005
10	Roger A. Nowicki	2004	2003
11	Marie Massey	2004	2004

	Term Expires
CONSERVATION COMMISSION	
Joanne M. Giovino, Treasurer	June 30, 2003
Norman J. Beloin, Jr., Chairman	June 30, 2005
James D. Miller	June 30, 2003
Ilana Freedman	June 30, 2003
Brian A. Morgan	June 30, 2004
Diane J. DePaso	June 30, 2004
Thomas Woodford	June 30, 2005
Martine W. Houlne – Environmental Investigator	
CONSTABLES (BONDED) IN THE TOWN OF BILLERICA	
Ronald E. Bertheim	June 30, 2003
Yvonne M. Rawson Bozek	June 30, 2003
John B. Bridges, Jr.	June 30, 2003
Richard M. Carter	June 30, 2005
Joseph Curran	June 30, 2005
Francis M. Fraine	June 30, 2004
Elaine T. Horlink	June 30, 2004
Cheryle A. Laffey	June 30, 2003
Walter J. McAvoy, Sr.	June 30, 2004
Harold F. Morang	June 30, 2003
Alexy Pena	June 30, 2003
Mary Ann Piacentini	June 30, 2003
Donald L. Stout	June 30, 2003
Henry E. Sullivan	June 30, 2003
William P. Whiteman, Jr.	June 30, 2003
Anthony J. Bossi, III – Civil Process ONLY	June 30, 2004
COUNCIL FOR AGING	
Billy E. Aldridge	June 30, 2005
Betty Anderson	June 30, 2003
Shirley Gullage	June 30, 2004
Dorothy A. Cox	June 30, 2004
Gertrude Morin	June 30, 2003
Robert Hurley	June 30, 2005
Virginia Wrobel	June 30, 2003
ALTERNATES:	
Carmela Grieco	
Catherine A. Fleurant	
Virginia Musker	
Virginia O'Mahoney	
Richard D. Swift	
Anthony Tufts	
Donald Wilson	

Term Expires

EX-OFFICIO NON-VOTING MEMBERS: Golden Agers; Senior Citizens of Billerica; Greenwood Senior Citizens' Club; Carriage Club; Board of Health; Housing Authority Chairman; Veterans' Services Agent

CO-ORDINATOR FOR COUNCIL OF AGING:
Chester D. Sewell

D. A. R. E. ADVISORY COMMITTEE
Committee Dissolved: AFTM – 10/2003

DEVELOPMENT & INDUSTRIAL COMMISSION
Committee Dissolved: ASTM – 5/7/2002

DITSON NEIGHBORHOOD COMMITTEE

Paul Colandreo	June 30, 2001
Patricia Colandreo	June 30, 2001
Albert St. George, Vice Chairman	June 30, 2001
Thomas Haroutunian, Secretary	June 30, 2001
Phyllis Haroutunian	June 30, 2001
Gilbert Moreira, Chairman	June 30, 2001
Susan Moreira	June 30, 2001
Nancy Shannon	June 30, 2001
James Spinale	June 30, 2001

DITSON SCHOOL BUILDING COMMITTEE

Milton H. Kinney - Building Inspector	
Peter M. Coppinger - Selectmen's Appointee	June 30, 2004
Thomas Galligani - School Committee Appointee	
Alfred Pearson – Finance Committee Appointee	June 30, 2005
Robert C. Norman - Planning Board Appointee	
Frank W. McDewell - Moderator's Appointee	June 30, 2003
Marc E. Lally - Moderator's Appointee	June 30, 2004
Maryellen Yianacopolus – Moderator's Appointee	June 30, 2005
Jane Kennedy - Moderator's Appointee	June 30, 2003

FAMILY FIRST NIGHT COMMITTEE
Kathleen Mullen
Carol Agostino
Michael Agostino
Anthony Capaldo, Fire Chief
Judith Ciampa
Shirley Holdman
Julie Greene, Co-Chairman
William Greene
Joseph Higgins

	Term Expires
Bernier Hoar, Treasurer	
Dorothy Murray	
William MacDonald, Police Department Representative	
Patricia E. Sawyer	
Richard T. Sawyer	
Frederick Ciampa	

FINANCE COMMITTEE

Diane Milano, Secretary	June 30, 2004
Rino Moriconi, Vice-Chairman	June 30, 2004
Anthony Barbere	June 30, 2003
Peter Greeley	June 30, 2003
Ralph McKenna	June 30, 2003
Robert Smith	June 30, 2003
Alfred R. Pearson	June 30, 2005
David A. Gagliardi	June 30, 2005
Dorothy M. Callihan	June 30, 2005
Edward Giroux	June 30, 2005
Kathryn Matos, Chariman	June 30, 2004
ASSOCIATE MEMBERS:	
1st – Mary K. McBride	June 30, 2005
2nd – Scott Winchell	June 30, 2004

EX-OFFICIO MEMBER: Town Accountant

GRIGGS FARM/TOWN LAND USE COMMITTEE

James F. O'Donnell - Selectmen's Appointee	June 30, 2001
Mary A. Pasho - Moderator's Appointee	June 30, 2004
Vacancy - Moderator's Appointee	June 30, 2001
Peter Greeley - Finance Committee Appointee	June 30, 2001
Judith Amelotte - Conservation Comm. Appointee	June 30, 2001

HISTORIC DISTRICT COMMISSION

Debra Fox - Filling Lawyer Position	June 30, 2004
Debra Wolf - Historical Society Member	June 30, 2003
Joshua Kane, AIA - Society of Architects	June 30, 2005
Kristin Norwood, AIA - Filling Architect position	June 30, 2004
Douglas Meagher	June 30, 2005
Richard Young, Vice Chairman	June 30, 2003
Anne Marie Dube – Board of Realtor's Nominee	June 30, 2005
ALTERNATES:	
Colin E. Murphy	June 30, 2003
David Mains, CSI, CDT	June 30, 2005
Mary Canty	June 30, 2004

EX-OFFICIO MEMBER, Peter Kennedy, Town Planner (978-671-0962)

	Term Expires
HISTORICAL COMMISSION	
Margaret B. Ingraham	June 30, 2004
Carol P. Bruyere	June 30, 2004
Elizabeth M. Cleary	June 30, 2004
Thomas M. Paskiewicz	June 30, 2003
Helen Knight	June 30, 2005
Virginia Maguire	June 30, 2005
Alec Ingraham, Chairman	June 30, 2003
Paul J. Holmes	June 30, 2005
HOUSING PARTNERSHIP COMMITTEE	
Francis M. Fraine, Selectman	June 30, 2003
Michael S. Rosa - Selectman	June 30, 2003
Dorothy L. Pearson - Housing Authority Member	June 30, 2003
Stephen Hart - Planning Board Member	June 30, 2003
John J. McKenna - Finance Committee Member	June 30, 2003
Ronald Stocker - Developer	June 30, 2003
Sean E. McCaffery - Attorney	June 30, 2003
Lori McGuerty - Real Estate	June 30, 2003
Linda DeProfio - Resident	June 30, 2003
J. Justin Woods, Resident	June 30, 2003
Robert K. Gingras, Resident	June 30, 2003
Valerie Barbour, Resident	June 30, 2003
Robert Calabrese, Supt. of Schools	June 30, 2003
INDUSTRIAL DEVELOPMENT FINANCING AUTHORITY	
Committee Dissolved: ASTM 5/7/2002	
MAPPING COMMISSION	
Committee Dissolved: ASTM 5/7/2002	
MUSEUM COMMITTEE	
Robert M. Correnti – Selectman	June 30, 2003
Helen Potter - Historical Society Appointee	June 30, 2003
Helen Knight - Historical Commission Appointee	June 30, 2003
Kevin J. Collins – Moderator's Appointee	June 30, 2003
Vacancy - Arts Council Appointee	June 30, 2004
Barbara Hagan - School Committee Appointee	June 30, 2003
Ronald Turner - Town Manager Appointee	June 30, 2004
Joan L. Parcewski – Selectmen's Appointee	June 30, 2004
Bruce Gates – Selectmen's Appointee	June 30, 2004
ALTERNATES:	
James F. O'Donnell - Selectman	June 30, 2004
Priscilla DiBona - Historical Society Appointee	June 30, 2004
Thomas Paskiewicz - Selectmen's Appointee	June 30, 2004

	Term Expires
Peter Marck, Historical Appointee	June 30, 2005
Nicole Brien – Manager's Appointee	June 30, 2005
David d'Apice – Selectmen's Appointee	June 30, 2005
Beverly Marck – Selectmen's Appointee	June 30, 2004
Melville C. Brown – Arts Council Appointee	June 30, 2005
Virginia R. Maguire – Historical Commission	June 30, 2005

OMBUDSMAN COMMITTEE

Committee Dissolved: ASTM May 7, 2002

PERSONNEL BOARD

Williams Collins	June 30, 2005
James Foye	June 30, 2004
Harry Chronister	June 30, 2005
Elaine Horlink	June 30, 2003
Kathy Matos	June 30, 2004

PUBLIC LIBRARY BOARD OF TRUSTEES

Mary K. McBride	June 30, 2003
William Flaherty	June 30, 2003
Devora Abramowitz	June 30, 2003
Robert M. Correnti	June 30, 2003
Robert E. Alger	June 30, 2005
Thomas Vaughn	June 30, 2005
John Coyne, Chairman	June 30, 2004
Marion R. Murray	June 30, 2004
William E. Foley	June 30, 2004
David A. Genereux, Treasurer	
Barbara Flaherty, Librarian	

RECREATION COMMISSION

Sal Cognato	June 30, 2003
John T. Colbert	June 30, 2005
John E. Bartlett	June 30, 2005
Steven A. Jenkins	June 30, 2005
James Spinale	June 30, 2003
Paul F. Shibles	June 30, 2004
Addie Finley	June 30, 2004
Gary Dunton	June 30, 2005
Marjorie A. Dunton	June 30, 2005
Daniel Goodwin	June 30, 2003
Maureen Dunton	June 30, 2004
Joseph Higgins, Jr., Recreation Supervisor	

SCHOLARSHIP FOUNDATION COMMITTEE

	Term Expires
Dorothy M. Murray	June 30, 2003
Maureen M. Sullivan	June 30, 2003
Christine Hoar	June 30, 2003
Susan Blinn	June 30, 2003
Ruth Siraco	June 30, 2003
Judith Ciampa	June 30, 2003
Elaine T. Horlink	June 30, 2005
Ellen Day Rawlings	June 30, 2005
Eleanor H. Hoar, Chairman	June 30, 2005
Susan Capaldo	June 30, 2005
Michael Ouellette	June 30, 2005
Patricia Annunziata	June 30, 2004
Elizabeth H. Davis Berube	June 30, 2004
Alice J. Berry	June 30, 2004
Dolores A. King	June 30, 2004
Barbara Davis	June 30, 2004
Edward J. Giroux	June 30, 2004
Jeannette Joyce	June 30, 2005
Mary Aborn-Hyatt	June 30, 2005

SEPTAGE DISPOSAL STUDY COMMITTEE

L. Joy Arsenault, Secretary	Selectmen's Appointee
Richard Berube	Board of Health Appointee
Edward Bunker, Chairman	Sewer Commission Appointee
Donald F. MacDonald, Vice-Chairman	Moderator's Appointee
Malcolm McDowell	Selectmen's Appointee
Roger Nowicki	Sewer Commission Appointee
Michael T. Revane	Moderator's Appointee

SEWER EXTENSION COMMITTEE

John F. Gray, Jr., Chairman	June 30, 2004
Edward A. Bunker	June 30, 2003
William F. Loughlin	June 30, 2003
Paul A. Odierno, Secretary	June 30, 2005
Roger A. Nowicki, Vice-Chairman	June 30, 2005

STREET ACCEPTANCE & DISCONTINUANCE COMMITTEE

Michael Rosa - Selectman	June 30, 2004
Richard Tortolo - Planning Board	June 30, 2003
Rino Moriconi, Finance Committee	June 30, 2003
John Livsey - Town Engineer	June 30, 2002
Peter Kennedy - Town Planner	

Term Expires

TOWN BEAUTIFICATION COMMITTEE

Evelyn M. Haines	June 30, 2003
Susan St. Cyr	June 30, 2003
Elaine Kunicki	June 30, 2003
Neville Rivet - Town Engineer's designee	June 30, 2003
Vivian V. Chaput	June 30, 2005
Cynthia Hawes	June 30, 2005
Marie O'Rourke	June 20, 2005
ALTERNATE MEMBERS:	
Helen L. Potter	June 30, 2003
Diane Dexter	June 30, 2005
EX-OFFICIO:	
Town Manager	
Jeanne Legallo	

TOWN MEETING WARRANT ACTION COMMITTEE

Lillie M. Ralston	June 30, 2004
Nancy L. Smith - Moderator's Appointee	June 30, 2003
Alfred Pearson - Moderator's Appointee	June 30, 2005
Robert Smith - Finance Committee Appointee	June 30, 2004
Evelyn M. Haines - Assistant Town Manager	

WORLD WAR II VETERAN'S MEMORIAL COMMITTEE

Anthony Barbere - Finance Committee Appointee - Veteran
Arthur M. Curtin - Veteran
Michael S. Rosa - Selectmen Appointee
Nicholas Rosa - Veteran
Edward J. Hurd - Veteran
Edward J. McDonald - Veteran
Andrew J. Bowen - Veteran

BOWERS FUND

Jeanne LeGallo	10/2006
John G. Conway	10/2007
Eleanor Shea	10/2003
Michael J. Rea, Jr.	10/2004
Marie O'Rourke	10/2005

PRECINCT CHAIRPERSONS & CLERKS (2002-2003)

PRECINCT 1

Chairman:	David A. Gagliardi, 2 Whiting Street, 01821
Clerk:	Joanne M. Gagliardi, 2 Whiting Street, 01821

PRECINCT 2

Chairman:	Carol D. Wood, 29 Call Street, 01862
Clerk:	Milton Saunders, 33 Talbot Ave., 01862

PRECINCT 3

Chairman:	John F. Gray, Jr., 65 Ellingwood Ave., 01821
Clerk:	Barbara J. Solomon, 20 McGinness Way, 01821

PRECINCT 4

Chairman:	Joanne M. Giovino, 10 Eastview Ave., 01821
Clerk:	Lorraine Lally, 14 Kenmar Drive, #119, 01821

PRECINCT 5

Chairman:	Kenneth L. Buffum, 86 Baldwin Road, 01821
Clerk:	Marie P. Blanchette, 17 Angela Road, 01821

PRECINCT 6

Chairman:	Salvatore Pasciuto, Jr., 20 Moran Road, 01862
Clerk:	Malcolm P. McDowell, 56 Riveredge Road, 01862

PRECINCT 7

Chairman:	John E. Bartlett, 9 Edgar Road, 01821
Clerk:	Jan Wetzel, 19 Dudley Road, 01821

PRECINCT 8

Chairman:	Barbara Morrissey, 10 Sumac Street, 01821
Clerk:	Elizabeth Patriquin, 202 Salem Road, 01921

PRECINCT 9

Chairman:	Elaine T. Horlink, 1 Lorraine Terrace, 01821
Clerk:	Leslie Hannon, 851 Boston Road, 01821

PRECINCT 10

Chairman:	Doris M. Pearson, 25 Harjean Road, 01821
Clerk:	Arthur L. Doyle, 61 Whipple Road, 01821

PRECINCT 11

Chairman:	Anthony Barbere, 7 Olde Hillside Avenue, 01821
Clerk:	Michael T. Revane, 113A Bridle Road, 01821

STANDING COMMITTEES

(Appointed by either the Selectmen or Town Manager) (Not Town Meeting – created Committees)

BILLERICA ACCESS TELEVISION, INC., BOARD OF DIRECTORS

Priscilla Vaughn	2006
Barbara Flaherty	2006
Jennifer Casco	2006
Anthony LaRosa	2006
Jim Woodside	2006
Thomas Revane	2005
John Coyne	2005
Priscilla DiBona	2005
Gerry Goss	2005
Maureen Sullivan	2005
Cosmo Cavicchio	2004

Gino Cugno	2004
Joan Parcewski	2004
Joe Williams	2004
Sandi Wilson	2004

BILLERICA GREEN-UP/EARTH DAY
- James F. O'Donnell
- Ellen Day Rawlings
- Evelyn M. Haines

BIKE PATH COMMITTEE
- Ellen Day Rawlings

BILLERICA PLAN
- All Selectmen

CABLE ADVISORY COMMITTEE (Appointed by Board of Selectmen)
- Ed MacDonald
- Bill Walsh
- Kevin P. Conway, Chairman
- Anthony Iovanna
- John S. Renoni
- Ellen Day Rawlings - Selectman

COMMUNITY FUNDS (Welch's, Nortel, Jabil)
- All Selectmen

COMMUNITY TEAMWORK REPRESENTATIVE
- Thomas H. Conway, Jr.

CONTRIBUTION PARK COMMITTEE
- Evelyn M. Haines

DPW DIRECTOR SEARCH COMMITTEE
- Ellen Day Rawlings
- Francis M. Fraine

ECONOMIC DEVELOPMENT COMMITTEE
- James F. O'Donnell, Jr.
- Ellen Day Rawlings

FAIR HOUSING COMMITTEE
- Evelyn M. Haines - Director

KENT FUND
- Ellen Day Rawlings
- Robert M. Correnti

LONG RANGE MASTER PLANNING COMMITTEE

Peter Greeley - Finance Committee Appointee	June 30, 2003
Salvatore Pascuito, Jr. - Planning Board Appointee	June 30, 2003
Ellen Day Rawlings – Selectman	
Peter M. Coppinger	June 30, 2003
Robert Keough - School Committee Member	June 30, 2003
Michael A. Tammaro - Selectmen's Appointee	June 30, 2003
John R. Glennon - Moderator's Appointee	June 30, 2003
Donna Doucette - Selectmen's Appointee	June 30, 2003
Ted Clark - Selectmen's Appointee	June 30, 2003
Malcolm McDowell - Billerica Plan Appointee	June 30, 2003
Stephen Dresser - Chamber of Commerce Appointee	June 30, 2003
Robert Reader - Board of Health Appointee	June 30, 2003
Joseph Shaw - Board of Appeals Appointee	June 30, 2003
Paul Shibles - Recreation Appointee	June 30, 2003
Ilana Freedman - Conservation Commission Appointee	June 30, 2003

LOWELL REGIONAL TRANSIT AUTHORITY

Arthur L. Doyle	June 30,2004

MASS. SELECTMEN'S ASSOC. BD. OF DIRECTORS
Arthur L. Doyle

MBTA ADVISORY BOARD
Richard A. Montuori

MIDDLESEX COUNTY SELECTMEN'S ASSOCIATION
All Selectmen

NORTHERN MIDDLESEX COUNCIL OF GOVERNMENT
Ellen Day Rawlings
Salvatore Pascuito, Jr.

OLD DITSON SCHOOL RE-USE COMMITTEE

John Saulnier- Planning Board Member	
Virginia Wrobel - Council on Aging	
Stewart Wood - Housing Authority	
Paul Shibles - Recreation Commission	
James F. O'Donnell, Jr., - Board of Selectman	
Nicole Brien - Resident	June 30, 2005
James C. Perry - Resident.	June 30, 2006
Judy Delano - Resident	June 30, 2004
Donald C. Delano - Resident	June 30, 2004
Joan Parcewski - Resident	June 30, 2004
Marc Lally - Resident	June 30, 2005
Carol Ford - Alternate	June 30, 2002

OPEN SPACE & RECREATION

John E. Bartlett	June 30, 2004
Bruce E. Richardson	June 30, 2004
Isabell M. Reardon	June 30, 2004
Joseph E. Silva	
Joanne M. Giovino	
Ellen Day Rawlings	
Margaret Hannon-Rizza	
Paul Marasco	
Jan Wetzel	June 30, 2004

PRISON EXPANSION COMMITTEE

James F. O'Donnell, Jr.
Michael S. Rosa

PROJECT ADVISORY COUNCIL

Richard A. Montuori, Town Manager

RECYCLING COMMITTEE

Arthur L. Doyle, Chairman	
James F. O'Donnell, Jr. – Selectmen's Rep.	June 30, 2005
Peter Kennedy – Town Planner	
Diane Dexter	June 30, 2004
Edward J. McAdoo	June 30, 2002
David McLaughlin	
Maureen M. Sullivan	

RIVER STEWARDSHIP COUNCIL (Formerly Wild & Scenic River Study Committee)

Ralph Bacon

SENIOR CITIZENS' ADVISORY COMMITTEE

Robert M. Correnti
Michael S. Rosa

SEWER WAIVER COMMITTEE

Alfred Pearson - Finance Committee Appointee
Evelyn M. Haines
Edward J. Hurd
Kenneth Johnson
Bernard Hoar - Board of Health Representative

TAX TITLE LAND SALE

Francis M. Fraine
Michael S. Rosa

THREE HUNDRED FIFTIETH (350th) BIRTHDAY CELEBRATION COMMITTEE

Edward A. Bacon
Ellen Day Rawlings
Robert M. Correnti
Shawn Hanegan
Lorraine Vickers
Barbara Flaherty
James C. Perry
Priscilla DeBona
Rose M. Doyon
Diane S. Dorrington
Margaret Dunton
Dorothy Murray
Cindy Keesler
Daniel E. Goodwin
Doris Pearson
Joan Parcewski
Judith Ciampa
Eleanor Gelinas
Salvatore Pasciuto
Debra Pascuito
Philip J. Newfell
Andrew J. Bowen
Maureen M. Sullivan
Helen R. Knight
Robert P. Kinsman
Mary Camilleri
William G. Greene, Jr.
Julie Greene
Fred Ciampa
Stephen Dresser
Joan Dresser
Tony Anastasi
Jeanne LeGallo, Ex-Officio Member

TRAFFIC MANAGEMENT COMMITTEE

Center – David A Gagliardi
East – Theresa Rolinson
North – Philip Newfell
Nutting Lake – Joseph E. LeBlanc
Pinehurst – Catherine E. Marshall
South – Jan Wetzel
West – Edward Tierney
Robert M. Correnti
Anthony Capaldo
John Livsey
Stephen Robertson
Jean Towlsey
Martin Conway
John McKenna
Richard Tortola
Donald Topaz-Resigned 3/03

VIET NAM VETERAN'S PARK COMMITTEE

James F. O'Donnell
Ellen Day Rawlings
Thomas H. Conway, Jr.

WATER TREATMENT PLANT

Michael S Rosa
Robert M. Correnti

Greetings:

You are hereby authorized and required to notify and warn the inhabitants of said Town of Billerica qualified by law to vote in Elections and Town Affairs, to meet at the Maurice A. Buck Memorial Auditorium, Town Hall, 365 Boston Road, Billerica, MA., Tuesday, October 1, 2002, at 7:30 p.m. and subsequent Thursday and Tuesdays until all of the business in the Warrant shall have been acted upon, there and then to vote on the following articles:

ARTICLE 1
To see if the Town will vote to appoint one (1) member of the Bower's Fund for a term of (5) years; or act in relation thereto. Submitted by the Board of Selectmen

ARTICLE 2
To see if the Town will vote to accept the provisions of Chapter 116 of the Acts of 2002 The Early Retirement Incentive Program; or act in any matter relating thereto. Submitted by the Town Manager authorized by the Board of Selectmen

ARTICLE 3
To see if the Town will transfer $1,000,000 from Free Cash to fund sick leave and vacation buy back for retired Town/School employees. Submitted by the Town Manager authorized by the Board of Selectmen

ARTICLE 4
To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $1,000,000 to fund various FY 2003 Budget line items; or act in relation thereto.
Town:
School:
Submitted by the Town Manager authorized by the Board of Selectmen

ARTICLE 5
To see if the Town will vote to transfer from available funds the sum of $3,800, to fund various FY 2003 Budget line items; or act in relation thereto.

Transfer from:	Transfer to:
Selectmen Salaries - $2,700	Beautification Commission (for Holiday Tree Lighting)
Selectmen Salaries - $550	Commission on Disability
Selectmen Salaries - $550	Board of Health – Cholesterol Screening

Submitted by the Town Manager authorized by the Board of Selectmen

ARTICLE 6
To see if the Town will vote to transfer from free cash the sum of $120,000, to fund the purchase of a new ambulance; or act in relation thereto. Submitted by the Town Manager authorized by the Board of Selectmen

ARTICLE 7
To see if the Town will vote to transfer from Free Cash the sum of $15,000 to fund improvements to the electricity and lighting at the Lampson Recreational Facility or act in relation thereto. Submitted by the Town Manager authorized by the Board of Selectmen

ARTICLE 8
To see if the Town will vote to transfer from Free Cash the sum of $855,000, to fund the following previously authorized but un-issued bonds.

ATM 10/8/98, Article 14, Middlesex Turnpike Design and Eng., $575,000
ATM 5/7/02, Article 7, DPW-Sidewalk Rehab. and Construction, $280,000

or act in relation thereto. Submitted by the Town Manager authorized by the Board of Selectmen

ARTICLE 9
To see if the Town will vote to rescind the unused authorizations to borrow contained in the following Town Meeting Articles:

ATM 10/8/98, Article 14, Middlesex Turnpike Design and Eng., $575,000
ATM 5/7/02, Article 7, DPW-Sidewalk Rehab. and Construction, $280,000

or act in relation thereto. Submitted by the Town Manager authorized by the Board of Selectmen

ARTICLE 10
To see if the Town will transfer from the Stabilization Fund the sum of $236,849 to fund the cost of Short Term Interest for the new Ditson School (Debt and Interest Account 33005-5200); or act in relation thereto. Submitted by the Billerica School Committee

ARTICLE 11
To see if the Town will transfer from Free Cash the sum of $451,687, to fund a deficit in the School Budget, Special Education, Out-of District Tuition and Transportation; or act in relation thereto. Submitted by the Billerica School Committee

ARTICLE 12
To see if the Town will transfer from Free Cash the sum of $98,533 to fund a deficit in the School Budget for retirement, sick leave buy back; or act in relation thereto. Submitted by the Billerica School Committee

ARTICLE 13
To see if the Town will authorize the Board of Selectmen to purchase all of a certain parcel of land located in Billerica shown on Assessor's Map, Parcel 85-153-0, on

Carter Avenue 0.312 acres +/- for Conservation, Recreational, Open Space or any other municipal purpose and to further vote to transfer from the Land Fund the sum of $15,900, for said purposes; or act in relation thereto.
Submitted the Town Manager authorized by the Board of Selectmen

ARTICLE 14
To see if the Town will vote to transfer from Free Cash $48,500, to be used for the construction of a permanent memorial to be dedicated in honor of the men and women who served our town and country, during the wartime efforts of World War I and II; or act in relation thereto. Submitted by Selectman Michael Rosa

ARTICLE 15
To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $3,000,000, to the Stabilization Fund; or act in relation thereto.
Submitted by the Board of Selectmen, Finance Committee and School Committee

ARTICLE 16
To see if the Billerica Fall Town Meeting will return One Million Dollars ($1,000,000) from Free Cash to the taxpayers of Billerica to offset the 2003 property taxes; or act in relation thereto.
Submitted by Michael S. Rosa, Petitioner and Messrs Curtin, Rosa, Barbere, Hurd, MacDonald, Bowen, Hart and Madame's Moore and Johnson

ARTICLE 17
To see if the Town will vote to transfer from Free Cash a sum of money to be applied to the fiscal year 2002/2003 tax rate; or act in relation thereto.
Submitted by the Finance Committee

ARTICLE 18
To see if the Town will vote to accept the provisions of G.L. Chapter 126 of the Acts of 1988 and Chapter 73 of the Acts of 1986 in order to offer optional additional real estate tax exemptions to persons who qualify for current property tax exemptions under Clauses 17D, 22, 22A, 22B, 22C, 22D, 22E, 37A and 41C of Section 5 of G. L. Chapter 59 in the amount of a uniform 60% increase for all persons qualified; or act in relation thereto.
Submitted by the Board of Assessors and the Town Manager, authorized by the Board of Selectmen

ARTICLE 19
To see if the Town will authorize the Board of Selectmen to enter into a lease agreement for up to twenty (20) years with companies to allow them to install Wireless Communication Facilities to place their equipment on Town owned property. All funds from such lease to be deposited into this telecommunications revolving fund; or act in relation thereto. Submitted by the Town Manager authorized by the Board of Selectmen

ARTICLE 20

To see if the Town will vote to accept the following streets as public ways in accordance with the layouts adopted by the Board of Selectmen and on file with the Town Clerk and to authorize the Board of Selectmen to accept gifts of easements for said public ways and associated easements for drainage or other purposes, and further to allocate sufficient funds for the widening, reconstruction, repairing and or paving of said streets:

Stewart Street	from Peace Street to Fenner Street	Approx. 700 ft.
Beaconcrest Court	from Blackwood Avenue to dead end	Approx. 120 ft.;

or act in relation thereto.

Submitted by the Town Manager authorize by the Board of Selectmen

ARTICLE 21

To see if the Town will vote to accept the following streets as public ways in accordance with the layouts adopted by the Board of Selectmen and on file with the Town Clerk and to authorize the Board of Selectmen to accept gifts of easements for said public ways and associated easements for drainage or other purposes;

Casey Street	from Treble Cove Road to Tirone Path	Approx. 470 ft.
Tirone Path	from dead end to Jenning Road	Approx. 450 ft.
Jennings Road	from Tirone Path to Estey Road	Approx. 910 ft.
Manning Road	from 1,685 ft. west of Middlesex Tpk. to dead-end	Approx.1,400ft.;

or act in relation thereto.

Submitted by the Town Manager authorized by the Board of Selectmen

ARTICLE 22

To see if the Town will vote to amend the Zoning Bylaw as follows:

Telecommunications Facilities

To amend Section 5.C.l.k (2)(c)(II) DEFINTIONS as follows (note additions/changes in bolded italics):

Renumber existing subsections 2 through 22 to be 3 through 23. Insert a new subsection (definition) as follows:

ACOUSTICAL ENGINEER: An engineer or company registered with an accredited noise standard organization.

To amend Section 5.C.1.k (2)(c)(III) SITING CRITERIA by amending subsection 5 to read as follows (note additions in bolded italics);

Wireless Communication Facilities and Services are dependent upon multiple sitings to complete a network. Therefore the application process requires the identification

of all projected network sites, so the town can evaluate the application within the contents of the entire network. Each carrier shall provide a geographic coverage map ***and narrative*** showing existing WCFs in the town and those outside the town within one mile of its corporate limits whether or not it has a legal or equitable interest, whether by ownership, leasehold or otherwise. ***The map shall contain the following: a legend and scale; exact addresses of existing antenna locations and any identification numbers; labeled town borders; street names; and landmarks, both natural and man made. The map shall show by color-coded overlay both current and proposed coverage, differentiating by both in-building and in-vehicle coverage.*** Said documentation shall demonstrate that these facility sites do not already provide, nor have the potential to provide by site adjustment, adequate coverage. The carrier shall present a description of the sites capacity, the number and type of panels, antenna, and/or transmitter, receivers it can accommodate and estimates of the cumulative emissions that will be generated on the site including but not limited to RFR.

To amend Section 5.C.1.k (2)(c)(XIV) NOISE by deleting the existing section, presented next:

Ground mount WCF equipment shall not generate noise in excess of 35 db to be measured at the nearest property lot line.

Roof and side/surface mount WCF equipment shall not generate noise in excess of 35 db at the property lot line. Such measurement shall be taken at ground level at the base of the building closest to antenna.

Within 90 days upon the WCF becoming operational, and annually (semi-annually if the WCF is located within 250 feet of a residential dwelling or within 800 feet of a public school) from the date of issuance of the special permit, the applicant shall submit noise measurements from WCF. An acoustical engineer, engaged by the applicant shall certify that noise measurements are accurate and meet the standards established in this bylaw.

If noise levels exceed the limits specified herein, the source of the noise emission shall be immediately terminated. Operations shall not continue until the entity responsible for the operation of the WCF corrects any such noise violation.

The applicant shall provide a certification by an acoustical engineer engaged by the SPGA at the applicant's cost listing the existing and maximum future projected measurements of noise from the proposed wireless service facilities, measured in decibels Ldn (logarithmic scale, accounting for greater sensitivity at night), for the following;

-- Existing or ambient: the measurements of existing noise.

-- Existing plus proposed wireless service facilities: maximum estimate of noise from the proposed wireless service facility plus the existing noise environment.

-- Such certification shall contain a statement that noise measurements are accurate and meet the Noise Standards of this Bylaw.

and inserting a new Section 5.C.1.k (2)(c)(XIV) NOISE as follows (note additions in bolded italics);

1. WCFs shall not generate noise from equipment and/or wind in excess of the following Noise Standards:

RECEIVING PROPERTY CATEGORY	*Residential property, or residential portion of a multi-use property*	*Commercial facility, public service facility, non-residential portion of a multi-use property, or community service facility*
TIME	*7am-9pm* *9 pm-7am*	*24 hours*
Maximum A-Weighted sound level standard, dB	*50* *40*	*65*

- Acoustical terminology referred to in this by-law relative to these Noise Standards are as defined in ANSI S1.1-1994 (R1999) American National Standard Acoustical Terminology

- Sound level meter specifications referred to in this by-law relative to these Noise Standards are as defined in "ANSI S1.4A-1983 (R1997) Amendment 1 - American National Standard Specification for Sound Level Meters"

- American National Standards Institute [ANSI] standards) referred to relative to these Noise Standards shall be superseded by the latest available versions.

2. The Noise Standards apply at the nearest property line for both ground-mounted and roof and side/surface mounted WCFs.

3. Sound shall be measured while the source under investigation is operating at normal, routine conditions and, as necessary, at other conditions, including but not limited to, design, maximum, and fluctuating rates.

4. Measurements shall be collected with a Sound Level Meter, integrating sound level meter or dosimeter used to measure sound pressure levels conforming to Type 1 or Type 2 standards as specified in the latest version of ANSI Standard S1.4-1983.

5. The measuring instrument must be calibrated using a calibrator recommended by the measuring instrument manufacturer before and after each series of readings. The measuring instrument must be re-certified and the calibrator

must be re-calibrated at least once each year by the manufacturer or by a person that has been approved by the manufacturer. A copy of written documentation of such re-certification and re-calibration shall be kept with the equipment to which it refers.

6. *No outdoor measurements shall be taken:*

- *During periods when wind speeds (including gusts) exceed 15 miles per hour;*
- *Without a windscreen, recommended by the measuring instrument manufacturer, properly attached to the measuring instrument;*
- *Under any condition that allows the measuring instrument to become wet (e.g., rain, snow, or condensation);or*
- *When the ambient temperature is out of the range of the tolerance of the measuring instrument.*

7. *The report for each measurement session shall include:*

- *The date, day of the week, and times at which measurements are taken;*
- *The times of calibration;*
- *The weather conditions;*
- *The identification of all monitoring equipment by manufacturer, model number, and serial number;*
- *The normal operating cycle of the sources in question with a description of the sources;*
- *The ambient sound level, in dB (A), with the sources in question operating;*
- *The background sound level, in dB (A), without the sources in question operating; and*
- *A sketch of the measurement site, including measurement locations and relevant distances, containing sufficient information for another investigator to repeat the measurements under similar conditions.*

8. *When measuring continuous sound, or sound that is sustained for more that 1 second at a time, the measuring instrument shall be set for A-weighting, slow response, and the range (if the measuring instrument is designed to read levels over different ranges) shall be set to that range in which the meter reads closest to the middle of the scale. The minimum and maximum readings shall be recorded to indicate the range of monitored values along with the central tendency average most often displayed. The measuring instrument shall be placed at a minimum height of 3 feet above the ground or from any reflective surface. When handheld, the microphone shall be held at arm's length and pointed at the source at the angle recommended by the measuring instruments' manufacturer. The monitoring session should last for a period of time sufficient to ensure that the sound levels measured are typical of the source in question.*

9. ***The applicant shall provide, as part of their Special Permit Application, a statement listing the existing (pre-development) and maximum future projected measurements of noise from the proposed wireless service facilities, measured in decibels, for the following:***

- Existing, or ambient: the measurements of existing noise.

- Existing plus proposed personal wireless service facilities: maximum estimate of noise from the proposed personal wireless service facility plus the existing noise environment.

Such statement shall be certified and signed by an acoustical engineer, stating that noise measurements are accurate and meet the Noise Standards listed above.

10. Within 90 days upon the WCF becoming operational, and annually (semi-annually if the WCF is located within 250 feet of a residential dwelling or within 800 feet of a public school) from the date of issuance of the special permit, the applicant shall submit noise measurements from WCF. An acoustical engineer, ***engaged by the SPGA at the applicant's expense***, shall certify that noise measurements are accurate and meet the standards established in this by-law.
11. If noise levels exceed the limits specified herein, the source of the noise emission shall be immediately terminated. Operations shall not continue until the entity responsible for the operation of the WCF corrects any such noise violation.
12. ***For the Construction period the applicant shall describe, as part of the Special Permit application, how noise will be controlled during construction. Noise limits at any residential boundary shall not exceed 65 dB (A) during the construction period, which will be limited to 8:00 AM to 6:00 PM Monday through Friday.***

To amend Section 5.C.1.k (2)(c)(XXII) APPLICATION SPECIFICATIONS by amending subsection 1 to read as follows (note additions in bolded italics);

1. A report shall be submitted by the applicant including, but not limited to, the following:
   a. A locus-context map of all land within 500 feet of any part of the tract.
   b. Property lot lines for subject property and all adjacent properties within 500 feet.
   c. All dwellings and principal buildings located on the site ***and all within 250 feet of the proposed WCF***. Gross floor area of all non-residential buildings and elevations.
   d. The land use of each lot and total land area including developable site area, common or usable open space, if any.
   e. Location of right-of way, roads; public and private, on said property and adjacent properties within 500 feet. Area ratio of all impervious surfaces.

f. Proposed changes for temporary or permanent roads and driveways.
g. Existing contours at two-foot intervals for subject property and adjacent property within 500 feet.
h. Principal natural features in general such as: significant rock outcroppings, tree cover, dominant species, average heights of vegetation, water systems (including standing surface water, brooks or streams, the direction of drainage, wetlands, and the 100 year flood elevation.). Significant vegetation (including mature trees, unique specimens of vegetation, and vegetation that indicates wetness.
i. Zoning district boundaries.
j. Recorded easements on the site and within the 500' locus.
k Public facilities, such as conservation or recreation land, footpaths, bicycle paths, or streets within 500' of the site.
l. Significant noise/visual impact (including views from the site and sources of noise affecting the site.)
m. Historically or architecturally significant structures and sites on the site.
n. Proposed location of antenna mount and equipment shelter.
o. Proposed security barrier indicating type and extent as well as point of controlled entry.
p. Grading and landscape plan including existing trees and shrubs and those to be removed and/or added, identified by size of specimen at installation and species. Grade changes, cuts and fills, to be shown as original grade and new grade line, with 2-foot contours above mean sea level.
q. The proposed drainage system.
r. The application for Special Permit shall be prepared in by-law order.
s. The SPGA shall provide a checklist of what is required in an application for a WCF Special Permit. A potential WCF vendor shall obtain this checklist before applying for a Special Permit and shall by signature of an authorized agent affirm its reception to the SPGA.
t. A WCF vendor, at the time of submittal of their application, shall verify with an authorized agent of the SPGA that all information identified in the checklist is contained in the application. The checklist shall be used to verify all information required is provided. Only completed applications shall be accepted by the SPGA, and the legal time requirements for action on the Special Permit shall not commence until a completed application is provided.;

or act in relation thereto. Submitted by the Communications Committee

ARTICLE 23

To see if the Town will vote to amend the Zoning By-Law by adopting a revised zoning map on record with the Town Clerk entitled "Town of Billerica, Zoning Map" dated September 2002. Such map shall become a part of the Zoning By-Law; or act in relation thereto. Submitted by the Planning Board

ARTICLE 24

To see if the Town will vote to approve the establishment of a special account for the purpose of sidewalk construction. This account shall be earmarked solely for sidewalk construction and related surveying, design and/or legal expenses; or act in relation thereto. Submitted by the Billerica Planning Board

ARTICLE 25

To see if the Town will amend Section 12 of the Zoning By-Law by adding a new Section D to permit associate members of the Planning Board to act as alternates, if necessary, when the Planning Board is considering Special Permits, said addition to read as follows:

D. ASSOCIATE PLANNING BOARD MEMBERS

There shall be two associate Planning Board members, who may be designated by the Chairperson to sit on a matter when the Planning Board is designated the Special Permit Granting Authority ('SPGA"). The Chairperson may designated an associate member to sit on the SPGA in the case of absence, inability to act, or conflict of interest on the part of any member of the SPGA. In the case of vacancy of the SPGA, the Chairperson may designate an associate member to sit on the SPGA until such time as a new member has been appointed. Associate members of the SPGA shall be appointed to three-year terms by majority vote of a joint meeting of the Billerica Board of Selectmen and the Planning Board. Associate members shall be appointed within three months of the adoption of this provision of the Billerica Zoning By-law or within three months of any vacancy on the SPGA; or act in relation thereto. Submitted by the Billerica Planning Board

ARTICLE 26

To see if the Town will vote to amend Article 1 Section 2.6E of the General By-Laws to read as follows:

E. If an Article references Federal or State Law, a summary *of said law* ~~thereof~~ shall be included in the Warrant ***by the Selectmen in accordance with M.GL. Chapter 39, Section 10***; or act in relation thereto. Submitted by the Rules Committee

ARTICLE 27

To see if the Town will vote to amend Article 5 Section 3.2 of the General By-Laws by deleting the following words from the Section:

"and any building permit already issued will be revoked"

3.2 No building permit of any type shall be issued ***and any building permit already issued will be revoked*** for any property upon which a significant building or structure has been intentionally demolished in violation of this by-law for a period of two (2) years after the date of such violation;

or act in relation thereto. Submitted by the Rules Committee

ARTICLE 28

To see if the Town will vote to amend Article 6 Section 8.6 of the General By-Laws to read:

This Section shall be enforced on behalf of the Town by its Police Department, which shall have the right to arrest any and all persons in violation of said section ***in accordance with M.G.L. Chapter 272 Section 59;***

or act in relation thereto. Submitted by the Rules Committee

ARTICLE 29

To see if the Town will vote to amend Article VI Section 11.12 of the General By-Laws to read:

11.12 there shall be no soliciting or canvassing between the hours of ***9 P.M.*** and 9.A.M.;

or act in relation thereto. Submitted by the Rules Committee

ARTICLE 30

To see if the Town will vote to amend Article 6 Section 13E of the General By-Laws by deleting the following words from the section: "not less than"

E. Any person or owner of land found to be in violation of this By-Law shall pay a fine of ***not less than*** one hundred ($100.00) dollars per violation. Each day that such violation continues shall constitute a separate offense;

or act in relation thereto. Submitted by the Rules Committee

ARTICLE 31

To see if the Town will vote to amend Article XVIII Section 2 of the General By-Laws by adding the following words to the third sentence between the words "right" and "findings":

" to intervene in any hearing conducted with respect to such license denial, revocation or suspension. Any"

2. The licensing authority may deny, revoke or suspend any license or permit, including renewals and transfers of any party who's name appears on said list furnished to the licensing authority from the Tax Collector; provided, however, that written notice is given to the party and the Tax Collector, as required by applicable provisions of law, and the party is given a hearing, to be held not earlier than fourteen days after said notice. Said list shall be prima facie evidence for denial, revocation or suspension of said license or permit to any party. The Tax Collector shall have the right ***to intervene in any hearing conducted with respect to such license denial, revocation or suspension. Any*** findings made by the licensing authority with respect to such license denial, revocation or suspension shall be made only for the purposes of such proceeding and shall not be relevant to or introduced in any other proceeding at law, except for any appeal from such license denial, revocation or suspension. Any license or permit denied, suspended or revoked under this section shall not be reissued or renewed until the license authority receives a certificate issued by

the Tax Collector that the party is in good standing with respect to any and all local taxes, fees, assessments, betterments or other municipal charges, payable to the municipality as the date of issuance of said certificate;

or act in relation thereto. Submitted by the Rules Committee

ARTICLE 32

To see if the Town will vote to amend Article XVIII Section 6 of the General By-Laws by adding the following to the end of the last sentence in paragraph 3:
"in accordance with Massachusetts General Law."
All licenses for automatic amusement devices granted by the Board of Selectmen shall be subject to inspection by the Billerica Police Department to insure conformance with submitted application information and local By-Law requirements. Any unlicensed automatic amusement device shall be subject to immediate seizure by the Billerica Police Department ***in accordance with Massachusetts General Law;***
or act in relation thereto. Submitted by the Rules Committee

ARTICLE 33

To see if the Town will vote to amend Article XX Section 5 of the General By-Laws by deleting part B:
(b) Revocation of all building permits pertaining to such development until the violations have been eliminated;
or act in relation thereto. Submitted by the Rules Committee

ARTICLE 34

To see if the Town will vote to amend Article 3, Section 13 of the General By-laws and change the name of the "Handicapped Commission" to "The Commission on Disability". Or act in relation thereto. Submitted by the Handicapped Commission.

ARTICLE 35

To see if the Town will vote to amend the General By-laws of the Town of Billerica by adding new Article XXII, The Billerica Wetlands Protection By-law;
or act in relation thereto.

BILLERICA WETLANDS PROTECTION BY-LAW

1. PURPOSE AND AUTHORITY

1.1 Purpose. The purpose of this by-law is to protect the wetlands, water resources, and adjoining land areas, including floodplains, in the Town of Billerica by controlling activities deemed by the Billerica Conservation Commission (hereinafter "Commission") likely to have a significant or cumulative effect upon wetlands resource area values.

1.2. Authority. The Home Rule authority of Billerica and the authority granted to the Town by the Wetlands Protection Act, Mass. Gen. Laws, ch. 131, §40, entitles the Town to protect additional wetlands resource areas and resource area values with standards and procedures stricter than those of said Wetlands Protection Act and the

regulations promulgated thereunder by the Massachusetts Department of Environmental Protection at 310 CMR 10.00 (hereinafter "Act").

2. JURISDICTION

2.1 *Regulation:*

A. *The Billerica Conservation Commission shall have jurisdiction to regulate all proposed activities and alterations within a wetlands resource area protected by this by-law and within100 feet from all such resource areas, provided, however, that there shall be no 100-foot buffer zone to a riverfront area wetlands resource area. In addition, the Commission shall have jurisdiction to regulate those activities and alterations outside the 100-foot buffer zone if such activities have altered a wetland resource area or the area within the 100-foot buffer zone from a wetlands resource area. The Commission shall regulate such activities so as to protect the wetlands resource area values.*

(1) *A "wetlands resource area protected by this by-law" is: any freshwater wetlands; marshes; wet meadows; bogs; swamps; vernal pools; banks; reservoirs; lakes; ponds of any size; rivers; streams; creeks; beaches; lands under water bodies; and lands subject to flooding or inundation by groundwater or surface water. Said wetlands resource areas are defined in Section 5. and shall be protected whether or not the wetlands resource areas border surface waters.*

(2) The "resource area values protected by this by-law" shall include, without limitation, the following: public or private water supply, groundwater, flood control, erosion and sedimentation control, storm damage prevention, water quality, water pollution control, fisheries, shellfisheries, wildlife, wildlife habitat, rare species habitat including rare plant species, agriculture, aquaculture, and recreation values deemed important to the community.

B. *No person shall commence to remove, fill, dredge, build upon, degrade, discharge into, or otherwise alter, as that term is defined in Section 4. of this by-law, a wetlands resource area protected by this by-law or an area within 100 feet from such resource area without receiving and complying with a by-law wetlands permit issued by the Commission; provided, further, that all appeal periods have elapsed.*

C. *Any person desiring to know whether a proposed activity or an area is subject to this by-law may request a determination of applicability or a resource delineation confirmation from the Commission in writing.*

2.2. *Enforcement*

A. *No person shall alter or cause, suffer, or allow any activity or alteration of any wetlands resource area or its buffer zone protected by this by-law; or leave in place unauthorized fill in a wetlands resource area or its buffer zone protected by this by-law; or otherwise*

fail to restore to its original condition an illegally altered wetlands resource area or its buffer zone protected by this by-law.

B. No person shall fail to comply with a wetlands permit or an enforcement order issued by the Commission pursuant to this by-law.

C. The Commission shall have authority to enforce this by-law, the regulations authorized by the by-law, and by-law permits by violation notices, enforcement orders, non-criminal citations under Mass. Gen. Laws, ch. 40, §21D, and civil and criminal court actions, as appropriate. Members of the Commission and the Agent of the Commission are empowered to act as "enforcing persons" under these provisions.

D. The Commission may order any person who alters a wetland resource area or buffer zone in violation of the provisions of this by-law and the regulations promulgated thereunder to restore the land and wetlands resource area to its original condition and take other action deemed necessary to remedy such violations.

E. The Commission may, at its discretion, issue a fine for the violation of any provision of this by-law and the regulations promulgated thereunder. Such fine may be in addition to any order of the Commission. Any person who violates any provision of this by-law or the regulations of the Commission promulgated pursuant to this by-law may be penalized $300.00 (THREE HUNDRED DOLLARS) per violation per day.

(1) Each day or portion thereof during which a violation continues shall constitute a separate violation.

(2) Each provision of the by-law or regulations violated shall constitute a separate violation.

F. Municipal boards and officers, including any police officer or other officer having police powers, shall have authority to assist the Commission in enforcement and as further provided in Article VI, Section 6, of the General By-Laws.

3. EXEMPTIONS AND EXCEPTIONS

~~3.1 Normal Maintenance or Improvement of Land in Agricultural Use. The application and permit required by this by-law shall not be required for work performed for normal maintenance or improvement of land in agricultural use as defined by the Act. Provided, however, nothing contained within this provision shall prohibit the Commission from exercising its full enforcement powers under this by-law should it determine the activity is not "normal maintenance or improvement of land in agricultural use."~~

3.2 Public Utilities. The application for and issuance of a by-law wetlands permit shall not be required for maintaining, repairing, or replacing, but not substantially changing or enlarging, an existing and lawfully located structure or facility used in the service of the public to provide electric, gas, water, telephone, telegraph, or other public services, provided that written notice has been given to the Commission before commencement of work, and provided

that the work conforms to any performance standards and design specifications in regulations adopted by the Commission.

~~3.3. Emergency Projects. The application for and issuance of a by-law wetlands permit shall not be required for emergency projects necessary for the protection of the health and safety of the public.~~

~~A. The project shall only be considered an emergency project under this by-law if: (i) the work is to be performed by or has been ordered to be performed by an agency of the Commonwealth or a political subdivision thereof; and (ii) advance notice, oral or written, has been given to the Commission before commencement of work or within twenty-four (24) hours after commencement; and (iii) the Commission or its designee certifies the work as an emergency project.~~

~~B. To further qualify as an emergency project, the work must: (i) be performed only for the time and place certified by the Commission for the limited purposes necessary to abate the emergency; and (ii) the project proponent must file, within twenty-one (21) days of commencement of an emergency project, a by-law wetlands permit application with the Commission for review as provided by this by-law.~~

~~C. Upon failure to meet the above and other requirements of the Commission, the Commission may, after notice and a public hearing, revoke or modify an emergency project approval and order restoration and mitigation measures.~~

3.4. Mosquito Control Work. The provisions of this by-law shall not apply to any mosquito control work done under the provisions of Mass. Gen. Laws, ch. 40, §5, clause (36), or ch. 252.

3.5 No Other Exceptions to By-Law. Other than as stated in this section, the exceptions provided in the Act shall not apply under this by-law.

4. DEFINITION OF TERMS

The following definitions shall apply in the interpretation and implementation of this by-law. Except as otherwise provided in this by-law or in regulations of the Commission, the definitions of terms in this by-law shall be as set forth in the Wetlands Protection Act (Mass. Gen. Laws, ch. 131, §40) and regulations (310 CMR 10.00).

4.1. Act. The term "Act" means the state Wetlands Protection Act (Mass. Gen. Laws, ch. 131, §40) and regulations (310 CMR 10.00).

4.2. Alter. The term "alter" shall include, without limitation, the following temporary or permanent activities when undertaken to, upon, within, or affecting wetland resource areas and buffer zones protected by this by-law; provided, however, that the term "alter" shall not apply to maintaining or replacing within the existing foot print, without enlargement of that footprint, structures that legally exist at the time of the adoption of this by-law:

- Removing, excavating, or dredging of soil, sand, gravel, or aggregate materials of any kind;
- Changing the preexisting drainage and runoff characteristics, flushing characteristics, salinity distribution, sedimentation patterns, flow patterns, or flood retention characteristics;
- Draining or otherwise disturbing surface water levels or the water table;
- Dumping, discharging, or filling with any material that would degrade water quality;
- Placing fill or removing material that would alter elevation;
- Driving piles and erecting or expanding buildings or structures of any kind;
- Placing obstructions or objects in water;
- Destroying, including cutting, any vegetation within a wetlands resource area;
- Changing temperature, biochemical oxygen demand, or other physical, biological, or chemical characteristics of any waters;
- Conducting any activities, making changes, or performing work that may cause or tend to contribute to pollution of any body of water or groundwater;
- Conducting incremental activities that have, or may have, a cumulative adverse impact on the resource areas protected by this by-law.

4.3. Commission. The term "Commission" shall mean the Conservation Commission of the Town of Billerica, established under the authority of Mass. Gen. Laws, ch. 40, §8C, the members of which are appointed by the Board of Selectmen for terms of three years.

4.4. Person. The term "person" shall include any individual, group of individuals, association, partnership, corporation, company, business organization, trust, estate, the Commonwealth or political subdivision thereof to the extent such is subject to the Town By-Laws, administrative agency, public or quasi-public corporation or body, the town of Billerica, and any other legal entity. The term "person" shall also include the legal representatives, agents, or assigns of the above named entities and other legal entities.

4.5. Rare Species. The term "rare species" shall include, without limitation, all vertebrate and invertebrate animals and all plant species listed as endangered, threatened, or of special concern by the Massachusetts Division of Fisheries and Wildlife, regardless of whether the site in which they occur has been previously identified as a habitat by the Division.

5. BY-LAW RESOURCE AREAS AND PRESUMPTIONS.

The provisions of this by-law apply to the following wetlands resource areas and presumptions. Except as otherwise provided in this by-law, the wetlands resource areas shall be as set forth in the Act.

5.1 Bank. A "bank" shall mean the land area which normally abuts and confines a water body; the lower boundary being the mean annual low flow level and the upper boundary being the first observable break in the slope or the mean annual high-water line, whichever is higher.

5.2 Buffer Zone. A "buffer zone" shall mean that area of land extending 100 feet horizontally outward from the boundary of any wetlands resource area subject to protection under this by-law or the Act, provided, however, that there shall not be a 100-foot buffer zone to the wetland resource area known as the

"riverfront area." By regulation, the Commission may require within a buffer zone certain setbacks and/or an area of natural vegetation of sufficient width and vegetative community type to assure protection of the wetlands resource area and mitigation of proposed activities. Nothing herein shall preclude the Commission from establishing a no-alteration zone on a case-by-case basis.

5.3 Freshwater Vegetated Wetlands. A "vegetated wetlands" shall mean a freshwater wetlands that may either border on another water body or wetlands resource area or not be connected by surface water to any other water body or wetlands. A vegetated wetland is an area where the soils and vegetation meet the criteria of the Act. The types of freshwater vegetated wetlands are bogs, marshes, wet meadows, and swamps as those are defined in the Act.

5.4 Pond. A "pond" shall mean any open body of fresh water of any surface area. A pond may be either naturally occurring or man-made by impoundment, excavation, or otherwise. A pond shall contain standing water except for a period of extended drought, as such may be defined by the regulations of the Commission. Notwithstanding the above, the following man-made bodies of open water shall not be considered a pond: basins or lagoons that are part of wastewater treatment plants; swimming pools or other impervious man-made basins; and individual gravel pits or quarries excavated from upland areas unless inactive for five or more consecutive years.

5.5 Riverfront Area. A "riverfront area" shall mean that area of land situated between the mean annual high-water line of a river and a horizontal parallel line located two hundred feet from said mean annual high-water line. The 100 foot buffer zone is not applicable to the riverfront area; provided, however, that by regulation the Commission may require within the outer riparian area a zone of natural vegetation of sufficient width and vegetative community type and/or setbacks to assure protection of the riverfront area and mitigation of proposed activities. Nothing herein shall preclude the Commission from establishing a no-alteration zone on a case-by-case basis.

A. The riverfront area is presumed important to the protection of rivers, ponds, and lakes because activities undertaken in close proximity to these resource areas have a high likelihood of adverse impact upon the wetlands or other resources, either immediately as a consequence of construction or over time as a consequence of daily operation or existence of the activities. These adverse impacts from construction and use include, without limitation, erosion, siltation, loss of groundwater recharge, poor water quality, and loss of wildlife habitat.

B. The Commission may therefore establish, by regulations, performance standards for protection of such lands including without limitation strips of continuous, undisturbed vegetative cover within the two hundred-foot areas or the buffer zone or other form of work-limit or setback to buildings, roads, landscaping, and other features.

C. In the review of riverfront areas, the Commission shall not issue any by-law wetlands permit allowing any activity unless the applicant, in addition to meeting the otherwise applicable requirements of this by-law, has proved by a preponderance of the evidence that (i) there is no

practicable alternative to the proposed project with less adverse effects and (ii) that such activities, including proposed mitigation measures, will have no significant adverse impact on the riverfront area or values protected by this by-law. The Commission shall regard as practicable an alternative that is reasonably available and capable of being done after taking into consideration the proposed property use, overall project purpose, logistics, and existing technology. In addition, the Commission shall consider the comparable costs of the alternatives and overall project costs, but the Commission shall not use such consideration as an overriding factor in making its decision.

5.6 Stream. A "stream" shall mean a body of running water, including brooks and creeks, that moves in a definite channel in the ground due to hydraulic gradient. A portion of a stream may flow through a culvert or beneath a bridge. Streams may be intermittent or perennial.

A. An "intermittent stream" shall mean a body of running water that does not flow through out the entire year.

B. A "perennial stream" shall mean a body of running water that flows throughout the year, except in periods of extended drought as such may be defined by the regulations of the Commission. A perennial stream is a river.

5.7. Vernal Pool Habitat Area. A "vernal pool habitat" shall mean the "vernal pool" and the area within one hundred feet outward from the mean annual high-water line defining the pool. A "vernal pool" shall mean any confined basin or depression that, at least in most years, holds water for a minimum of two continuous months during the spring or summer and is free of adult predatory fish populations.

A. A vernal pool habitat area shall be a wetlands resource area under this by-law regardless of whether the site has been certified by the Massachusetts Division of Fisheries and Wildlife.

B. The Commission shall presume that all areas meeting the definition of "vernal pool habitat area" under this by-law perform essential habitat functions. This presumption may be overcome only by the presentation of clear and convincing credible evidence that, in the judgment of the Commission, demonstrates that the basin or depression and surrounding upland area does not and cannot provide essential vernal pool habitat functions. Provided, however, that said presumption shall not apply to a confined basin or depression occurring in an existing lawn, garden, landscaped area, driveway, cultivated field, or open grazed meadow.

C. Any evaluation of whether an area is a vernal pool habitat protected under this by-law must be performed by an individual meeting certain qualifications as determined by the Commission.

6. REQUEST FOR BY-LAW DETERMINATION OF APPLICABILITY AND RESOURCE DELINEATION CONFIRMATION; APPLICATION FOR BY-LAW WETLANDS PERMIT; FEES; CONSULTANTS

6.1 Request for By-Law Determination of Applicability. Any person desiring to know whether a proposed activity or an area is subject to this by-law may in writing request a determination from the Commission. Such a request for by-law determination shall include information and plans as are deemed necessary by the Commission.

6.2 Request for Resource Delineation Confirmation. Any person desiring to know whether a delineation of a wetland resource area protected under this by-law and, if appropriate, the extent of the buffer zone to that wetlands resource area protected under this by-law may in writing request a confirmation from the Commission. Such a request for by-law confirmation shall include information and plans as are deemed necessary by the Commission.

6.3. Application for By-Law Wetlands Permit. Written application for a by-law wetlands permit shall be filed with the Commission to perform activities affecting resource areas protected by this by-law.

A. The application shall include such information and plans as are deemed necessary by the Commission to describe proposed activities and their effects on the wetlands resource areas and buffer zones protected by this by-law. The Commission in an appropriate case may accept as the application and plans under this by-law any application and plans filed under the Act.

B. No activities shall commence without receiving and complying with a wetlands permit issued pursuant to this by-law.

6.4 Filing Fee. At the time of a request for a by-law determination, request for a confirmation, or an application for a by-law wetlands permit, the applicant shall pay a filing fee as specified in regulations of the Commission. The regulations of the Commission need not set a by-law filing fee for every type of request or application and the regulations may provide for a waiver of the by-law filing fees so set. Town projects are exempt from filing fees under this Section. The by-law filing fee is in addition to that required by the Act and the filing fee shall be deposited in a revolving fund, separate from the account established for filing fees paid under the Act, as such revolving fund may be established by Town meeting vote.

6.5 Consultant Fee. Upon receipt of a request for a by-law determination or confirmation or an application for a by-law permit, or at any point during the hearing process, the Commission is authorized to require an applicant to pay a fee for the reasonable costs and expenses borne by the Commission for specific expert engineering and other consultant services deemed necessary by the Commission to come to a final decision on the request or application. The consultant shall be a qualified individual selected and approved by the Commission. This authorization is in addition to that authority granted to the Commission by Article XI of the General By-Laws of Billerica.

A. The exercise of discretion by the Commission in making its determination to require the payment of a consultant fee shall be based upon its reasonable finding that additional information available only

through outside consultants is necessary for the making of an objective decision.

B. The specific consultant services may include, but are not limited to, performing or verifying the accuracy of resource area survey and delineation; analyzing resource area functions and values, including wildlife habitat evaluations; performing hydrogeologic and drainage analysis; and researching environmental or land use law.

C. The Commission may require a wildlife habitat study of the project area, to be paid for by the applicant, whenever it deems appropriate, regardless of the type of resource area or the amount or type of alteration proposed. The decision shall be based upon the Commission's estimation of the importance of the habitat area considering, but not limited to, such factors as proximity to other areas suitable for wildlife, importance of wildlife corridors in the area, or possible presence of rare species in the area.

D. The consulting expert shall submit his or her bill for services rendered directly to the applicant and the applicant shall be responsible for making full payment of such bill directly to the consultant. Problems or disputes over payment arrangements between the consultant and the applicant shall be settled at a regularly scheduled meeting of the Commission by a majority vote of the Commission.

7. ADMINISTRATIVE HEARING PROCESS

7.1. Notice of Filing

A. Abutters. A person filing an application for a determination, resource delineation, or wetlands permit under this by-law shall, at the same time, give written notice thereof, by certified mail (return receipt requested) or hand delivered, to all abutters at their mailing addresses shown on the most recent applicable tax list of the assessors, including owners of land directly opposite on any public or private street or way, and abutters to the abutters within 300 feet of the property line of the applicant, including any in another municipality or across a body of water.

(1) The notice to abutters shall have enclosed a copy of the application, with plans, or shall state where copies may be examined and obtained by abutters.

(2) When a person requesting a determination is other than the owner, the applicant shall send a copy of the request and plans, to the owner.

(3) An affidavit of the person providing such notice, with a copy of the notice mailed or delivered, shall be filed with the Commission. The Commission shall not open a public hearing until such proof of notice is received by the Commission.

B. Other Municipal Boards and Commissions. Any person filing an application for determination, confirmation of resource delineation, or wetlands permit pursuant to this by-law, shall provide a copy thereof at the same time, by certified mail (return receipt requested) or hand delivery, to those town departments specified by the Commission as requiring notice. A copy shall be provided in the same manner to the conservation commission of the adjoining municipality, if the request or application pertains to property within 300 feet of that municipality.

(1) An affidavit of the person providing notice, with a copy of the notice mailed or delivered, shall be filed with the Commission.

(2) The Commission shall not take final action until the boards and officials have had fourteen (14) days from receipt of notice to file written comments and recommendations with the Commission, which the Commission shall take into account but which shall not be binding on the Commission. The applicant shall have the right to receive any comments and recommendations, and to respond to them at a hearing of the Commission, before final action.

7.2 Notice of Hearing. The Commission shall conduct a public hearing on any application for a determination, resource area delineation, or wetlands permit under this by-law. The Commission shall give written notice, at the expense of the applicant, at least five business days prior to the hearing, in a newspaper of general circulation in the Town of Billerica.

7.3 Hearing Process. The Commission in an appropriate case may combine its hearing under this by-law with the hearing conducted under the Wetlands Protection Act.

A. Commencement of Hearing. The Commission shall commence the public hearing within twenty-one (21) days from receipt of a completed application, unless an extension is authorized in writing by the applicant.

B. Continuance of Hearing. The Commission shall have authority to continue the hearing to a specific date announced at the hearing, for reasons stated at the hearing, which may include the need for additional information from the applicant or others deemed necessary by the Commission in its discretion, based on comments and recommendations of the boards and officials noted in Section 7.1.B. of this by-law.

7.4. Issuance of Decision. The Commission in an appropriate case may combine the decision issued under this by-law with the Order of Conditions, Order of Resource Area Delineation, or Determination of Applicability issued under the Act. In all permit decisions, the Commission shall make written findings and reasons as provided in Section 7.4.B of this by-law.

A. Determination of Applicability or Resource Area Delineation. The Commission shall issue its determination of applicability or resource delineation decision in writing within twenty-one (21) days of the close of the public hearing thereon unless an extension is authorized in writing by the applicant.

B. By-Law Wetlands Permit. The applicant for a by-law wetlands permit shall have the burden of proving by a preponderance of the credible evidence that the work proposed in the by-law permit application will not have significant or cumulative effects upon the resource area values protected by this by-law. Failure to provide adequate evidence to the Commission supporting this burden shall be sufficient cause for the Commission to deny a permit. If the Commission, after a public hearing, determines that the activities that are subject to the by-law wetlands permit application or the land and water uses, which will result there from, are likely to have significant or cumulative effects upon the wetland resource area values protected by this by-law, the Commission shall deny a by-law wetlands permit for the activities requested or issue a by-law wetlands permit that protects the wetland resource area values enumerated in this by-law and those that may be found by the Commission .

(1) Where no conditions are adequate to protect those wetland resource values, the Commission shall deny a permit for failure to meet the requirements of this by-law. The Commission may also deny a permit: for failure to submit necessary information and plans requested by the Commission; for failure to meet the design specifications, performance standards, and other requirements in the regulations of the Commission; or for failure to avoid or prevent significant or cumulative effects upon the resource area values protected by this by-law.

(2) If it issues a by-law wetlands permit, the Commission shall impose conditions that the Commission deems necessary or desirable to protect those values, and all activities shall be done in accordance with those conditions.

(a) In establishing those conditions, the Commission shall take into account the cumulative adverse effects of loss, degradation, isolation, and replication of protected wetland resource areas and their buffer zones throughout the relevant watershed area, resulting from past activities, permitted and exempt, and foreseeable future activities.

(b) To prevent wetlands loss, the Commission shall require applicants to avoid wetlands alteration wherever feasible; shall minimize wetlands alteration; and, where alteration is unavoidable, shall require full mitigation. The Commission may authorize or require replication of wetlands as a form of mitigation, but only with

adequate security, professional design, and monitoring to assure success, because of the high likelihood of failure of replication.

8. POST DECISION PROCESS

8.1 Recording in Registry of Deeds. No work proposed in any request or application shall be undertaken until the determination, confirmation of by-law wetland resource area boundary, or by-law wetlands permit issued by the Commission with respect to such work has been recorded in the registry of deeds or, if the land affected is registered land, in the registry section of the land court for the district wherein the land lies, and until the holder of the permit certifies in writing to the Commission that the document has been recorded.

8.2. Amendment, Revocation, or Expiration of a Determination, Confirmation, or Permit under the By-Law

A. An amendment to a determination, confirmation, or permit issued under this by-law shall be in accordance with the Act.

B. A by-law determination or by-law wetland resource area boundary confirmation shall expire three (3) years from the date of issuance.

C. A by-law wetlands permit shall expire three years from the date of issuance. Notwithstanding the above, the Commission in its discretion may issue a permit expiring five years from the date of issuance for recurring or continuous maintenance work, provided that annual notification of time and location of work is given to the Commission.

(1) Any by-law wetlands permit may be renewed once for an additional one-year period, provided that a request for a renewal is received in writing by the Commission before expiration.

(2) Notwithstanding the above, a by-law wetlands permit may identify requirements that shall be enforceable for a stated number of years, indefinitely, or until permanent protection is in place and shall apply to all owners of the land.

D. For good cause the Commission may revoke any by-law determination, confirmation of by-law wetland resource area boundary, by-law wetlands permit, or other permit, order, determination, or other decision issued under this by-law after notice to the holder of the issued document, the public, abutters, and certain town boards and a public hearing.

8.3 Certificate of Compliance. Upon request by the landowner or holder of a by-law wetlands permit, the Commission may issue a certificate of compliance. The Commission shall record on the certificate all conditions that shall remain in effect. Said certificate shall be recorded in the registry of deeds or, if the land affected is registered land, in the registry section of the land court for the district wherein the land lies

9. APPEALS FROM DECISION OF CONSERVATION COMMISSION

A decision of the Commission may be appealed to the superior court in accordance with applicable law.

10. REGULATIONS PROMULGATION BY CONSERVATION COMMISSION

After public notice and public hearing, the Commission shall promulgate rules and regulations to effectuate the purposes of this by-law, effective when voted by the Commission and filed with the Town Clerk. Failure by the Commission to promulgate such rules and regulations or a legal declaration of their invalidity by a court of law shall not act to suspend or invalidate the effect of this by-law. At a minimum, these regulations shall define essential terms in this by-law not inconsistent with the by-law, and procedures governing the amount and filing of fees and the deposit of such fees in a revolving fund as may be established by Town meeting vote.

11. SECURITY

As part of a permit issued under this by-law, in addition to any security required by any other municipal or state board, agency, or official, the Commission may require that the performance and observance of the conditions imposed thereunder, including conditions requiring mitigation work, be secured wholly or in part by one or more of the methods described below:

11.1 Financial Assurance Mechanisms. By a proper bond or deposit of money or negotiable securities or other undertaking of financial responsibility sufficient in the opinion of the Commission, to be released in whole or in part upon issuance of a Certificate of Compliance for work performed pursuant to the permit.

11.2 Restrictions on Property. By accepting a conservation restriction, easement, or other covenant enforceable in a court of law, executed and duly recorded by the owner of record, running with the land to the benefit of the Town of Billerica whereby the permit conditions shall be performed and observed before any lot may be conveyed other than by mortgage deed. This method shall be used only with the consent of the applicant.

Submitted by the members of the Conservation Commission of the Town of Billerica

ARTICLE 36

To see if the Town will vote to a adopt a Long Range Master Plan as submitted and presented by the Town's Long Range Master Planning Committee; or act in relation thereto. Submitted by the Long Range Master Plan Committee

ARTICLE 37

To see if the Town will vote to amend the Article 2 of the General By-Laws by adding new Section 42 to read as follows:

42. Long Range Master Plan Oversight Committee

42.1 The Long Range Master Plan Oversight Committee ("Master Plan Oversight Committee") shall be a Committee of the Town of Billerica.

42.2 It shall be the duty of the Master Plan Oversight Committee to oversee the implementation of the Town's Long Range Master Plan to suggest any proposed amendments to the Master Plan, and to make annual reports to Town Meeting concerning the implementation of any other matters relate to the Master Plan.

42.3 The Master Plan Oversight Committee shall consist of five (5) members appointed to terms of three (3) years so arranged as nearly an equal number of such terms of office as possible shall expire each year. One member shall be appointed by, but does not necessarily need to be, a member of each of the following: Board of Selectmen, School Committee, Planning Board, Finance Committee and the Moderator.

Submitted by the Long Range Master Planning Committee

ARTICLE 38

To see if the Town will vote to form a New School Building Committee composed of seven members, one member from the Board of Selectmen, one member from the School Committee, one member from the Finance Committee, one member from the Planning Board, and three citizens to be appointed by the Town Moderator. One of the Moderator's appointments will be for one year; one will be for two years and one for three years or subsequent appointments of citizens by the moderator will be for three years. Vacancies on the committee will be appointed by the proper appointing board; or act in relation thereto. Submitted by Gilbert A. Moriera, Petitioner and Messrs. Haroutunian, Barboro, Maynard, Duffett and Madames Moriera, Haroutunian, Barbaro, Sullivan and Moreira.

ARTICLE 39

To see if the Town will vote to create a New Fire Station Committee to research the feasibility of expanding the existing fire station located in Pinehurst or replacing it with a new building; or act in relation thereto. Submitted by Gilbert A. Moreira, Petitioner and Messrs. Harcutunian, Barbaro, Barbaro, Maynard, Daffett and Madames Haroutunian, Barbaro, Sullivan and Moreira

ARTICLE 40

To see if the Billerica Fall Town Meeting will vote to amend the General By-laws adding Article 29, Smart Growth Management By-law.

In order to allow orderly and managed "smart" growth of the Town of Billerica, a sewer connection moratorium will be imposed as of October 1, 2002 and last until December 31, 2004. This connection moratorium will a apply to all **new** construction projects except permits approved prior to October 1, 2002 or affordable housing developments. During this period the Growth Policy Committee will make a study and file its recommendations at least 6 months prior to end of the moratorium; or act in relation thereto. Submitted by Frank Busalacchi, Petitioner and Messrs. Bartlett,

Hart, Barron, Moreira, O'Sullivan, Jr., Hughes and Madames Busalacchi, Barron and O'Sullivan

ARTICLE 41

To see if the Town will vote to establish a Growth Policy Committee. This committee is charged with:

- determining methods to ensure priority is given to residential sewer hook-ups.
- reviewing pertinent prior growth related studies
- gathering information (including demographic, legal, environmental and economic)
- determining the Town's growth related priorities obtaining input, including a Public Opinion Survey, from residents, industry and business.
- Providing a forum for exploring and evaluating the impact of federal, state, MEPA, and local legislation policies and regulations that may affect and impact the town, its environs, and its quality of life.
- assessing the impact of 40B projects
- encouraging conservation of water and land use
- reviewing "smart growth" plans of other towns.
- examining existing zoning by-laws and their enforcement by various Town Boards and departments for their adequacy to deal with growth demands.
- making recommendations as part of a Smart Growth Action Plan and reporting to the Town Meeting

The objective is to ensure a harmonious pattern and predictable rate of development in Billerica, which protects the health, safety, welfare and quality of life of current and future residents. these recommendations shall provide the Town's policy in approaching community and economic development with respect to "Where should we grow?", "How should we grow?" and "How much should we grow?".

This committee to consist of seven members as follows: 3- appointed by the Town Manager (from various geographic sections of the town); 1- appointed by the ZBA, 1- appointed by the Conservation Commission, and 1- appointed by the Town Meeting Moderator. The term of each member to be no more than three years, for the initial committee, members appointed by the Conservation Commission and one of the Town Manager appointees will serve only the first year and members appointed by the Planning Board and another Town Manager appointee will serve only the first two years; or act in relation thereto. Submitted by Frank Busalacchi, Petitioner and Messrs. Bartlett, Hart, Barron, Moreira, O'Sullivan, Jr., Hughes and Madames Busalacchi, Barron and O'Sullivan.

ARTICLE 42

To see if the Town will vote to repeal General By-law Article 17 §2, 3, 4, 5, 6, & 7, which reads as follows:

ARTICLE 17
Section 2-CURFEW

It shall be unlawful, for any person, adult or juvenile to remain idle, wander, stroll or play in any common, park, playground, or cemetery either on foot,
bicycle, or any kind of vehicle, of the Town as follows:

A. Commons, parks, playgrounds and cemeteries under the direct control of the Town, between the hours of one (1) hour after sunset and one (1) hour before sunrise.
B. Commons, parks, playgrounds and cemeteries under the assigned control of the Board of Selectmen of the Town between the hours of one (1) hours after sunset to one (1) hours before sunrise except April 1st to November 1st between the hours of 10:00 p.m. and 5:00 a.m.
C. EXCEPTIONS to the provision of Section 2, sub-paragraph (1) and (2) shall be those lighted recreational areas, within the parks and playgrounds of the Town or under control of the Board of Selectmen, which shall be between the hours of 12:01 a.m. and 5:00 a.m. from April 1st to November 1st of each year.
D. Commons and parks under the control of the School Department between the hours of one (1) hour after sunset to one (1) hour before sunrise.
E. Playgrounds or school yards under the control of the School Department, shall be those off-limit hours set and posted by the School Department.
F. All public places, roads, streets, way and sidewalks, abutting any of the above mentioned commons, parks, playgrounds and cemeteries shall, during the above mentioned "CURFEW" hours be utilized for he purpose of travel and shall be unlawful for any person to remain idle, loiter or conduct themselves in any form of recreation.
G. The Common of the Town Center and Talbot Oval shall be exempt from the curfew.

Section 3- AUTHORIZED ACTIVITY BEYOND CURFEW

Such authorized activity permitted by the issuance of a permit by the Town Board of Selectmen or School Department shall extend the hours of the "CURFEW", as indicated in §2, herein, of the common, park, playground or cemeteries under such control, for the particular common, park, playground or cemetery only, and such permit shall not be unreasonably withheld.

Section 4- PARENTS RESPONSIBILITY

It shall be unlawful for a parent, guardian or other adult person having custody or control of any juvenile under the age of 17 to suffer to permit, or by inefficient control allow such person to be on a common, park, playground or cemetery during the hours of the established "CURFEW" as prescribed, herein or posted for a particular common, playground, park or cemetery UNLESS such parent, guardian, custodian or other adult person herein has made a missing person notification to the Police Department.

Section 5 – PROCEDURE FOR JUVENILES

A. Any Police Officer of the Town upon funding a juvenile in violation of §2 of this By-Law shall ascertain the true name and address of such juvenile and shall warn the juvenile he or she is in violation of the "CURFEW" and shall direct the juvenile to proceed at once to his or her home or usual place of abode. The Police Officer shall make an official report to the Chief of Police, who shall direct his representative to notify the parent or guardian or person having custody or control of such juvenile. The first violation within a calendar year shall constitute a "WARNING" and shall be so noted in the records of the Police Department.

B. A second or subsequent violation by a juvenile OR if such juvenile refuses to heed a warning or direction of any Police Officer of the Town OR refuses or attempts to falsify his true name and/or address or true age, he or she shall be taken to the Police Department and the parent, guardian or other adult person cannot be located or fails to come and take charge of the juvenile within a reasonable time of such notification by the Police Department, the Juvenile Probation Officer shall be contacted who shall take charge of the juvenile of shall authorize the release of the juvenile to a responsible person.

Section 6 – RIGHT TO ARREST

Any Police Officer of the Town upon viewing a violation by any person, other than a juvenile, of the "CURFEW" provisions of §2, of this by-law shall have the right to arrest such person, and bring him to the Police Station to be properly identified and then released by the court representative on "Personal Recognizance" for further appearance at the next sitting of the District Court of Lowell for violation of the By-law.

Section 7 – PENALTY FOR VIOLATION OF SECTION 2

A person, other than a juvenile, violates the "CURFEW" provisions of §2, of this By-law and found guilty shall be fined a sum of Fifty Dollars ($50.00) for the FIRST OFFENSE AND Two Hundred Dollars ($200.00) for each subsequent offense thereafter. Any juvenile found violating the "CURFEW" provisions of §2, of this By-law, shall be summoned to the Juvenile Court of the Lowell District Court on the second or each subsequent offense. Any parent, guardian, or other adult person having custody of control of a juvenile who violates the "CURFEW" provisions of §2, of this ordinance, and is found guilty by the Juvenile Court of the Lowell District Court of a SECOND VIOLATION, shall be fined a sum of Fifty Dollars ($50.00) and for each subsequent offense a fine to Two Hundred Dollars ($200.00) thereafter; or act in relation thereto.

Submitted by Matthew Pustizzi, Petitioner and Messrs. Saunders, Freedmen, Foppiano, Richardson and Madames Chase Barthel, Haviland, Giovino and True.

ARTICLE 43

To see is the Town will vote to amend the Zoning B-Law by re-zoning from a Rural District to a Village Residential District a Parcel of Land located on 55 & 57 Baldwin Road in said Town, bounded and described as follows:

A certain parcel of land with the buildings thereon situated in said Billerica and being shown as Lot 4 on plan entitled "Plan of Land in Billerica, Surveyed for Catherine H. Thebearge: dated September, 1971, James B. Monahan, Surveyor, recorded with the Middlesex north District Registry of Deeds, Book of Plans 113, Plan 100, bounded and described as follows: WESTERLY by Baldwin Road, one hundred fifty (150 feet); NORTHERLY by Lot 3 as shown on said plan, three hundred seventeen and 43/100 (317.43) feet and forty four (44) feet; EASTERLY by Lot 2 on said plan, one hundred fifty-seven (157) feet; SOUTHERLY by land of owners by three unknown bounds, totaling four hundred forty six and 96/100 (446.96) feet. A certain parcel of land with the buildings thereon situated in said Billerica and being shown as Lot 3 on plan Entitled "Plan of Land in Billerica, Surveyed for Catherine H. Thebearge" dated September, 1971, James M. Monahan, Surveyor, recorded with the Middlesex North District Registry of Deeds, Book of Plans 113, Plan 100, bounded and described as follows: NORTHWESTERLY by Baldwin Road, two hundred (200) feet; NORTHWESTERLY and NORTHERLY by Lot 1 as shown on said plan, by two bounds, totaling two hundred fifty six (256) feet, more or less; EASTERLY by Lot 2 as shown on said plan, one hundred ninety seven and 64/100 (197.64) feet; SOUTHERLY by Lot 4 as shown on said plan, by two bounds totaling three hundred and sixty one 43/100 (361.43) feet; or act in relation thereto. Submitted by Gladys B. Kehoe, Petitioner and Messrs. Kehoe, Kehoe, Sartell, Elliot, Belanger Hanlon and Madames Sartell, Blood and Hanlon.

And you are hereby directed to serve this Warrant by posting true and attested copies thereof: one copy at the Town Hall; one copy at the Billerica Public Library; one copy at the Billerica Police Station; one copy at Michael's Bakery; one copy at Pinehurst Post Office; one copy at the Center Post Office, Boston Road; one copy at Market Basket, Town Plaza, Boston Road; one copy at the West Billerica Fire Station; one copy at the Nutting Lake Post Office; one copy at the Billerica Walk-in Medical Center, Boston Road; one copy at the Ninety-Nine Restaurant, Lexington Road; one copy at the Pinehurst Fire Station; one copy at the East Billerica Fire Station; one copy at the North Billerica Post Office and one copy at the North Billerica Fire Station.

Given under our hands this 23rd day of September, 2002.

S/James F. O'Donnell, Jr., Chairman
S/Francis M. Fraine, Vice-Chairman
S/Robert M. Correnti, Secretary
S/Ellen Day Rawlings
S/Michael S. Rosa
BOARD OF SELECTMEN

A True Copy
ATTEST:
S/Al Melaragni, Constable, Town of Billerica

September 23, 2002

Ms. Evelyn M. Haines
Assistant Town Manager
Town Hall
365 Boston Road
Billerica, MA 01821

Dear Ms. Haines:

I have posted the Warrant for the Fall Town Meeting to be held on Tuesday, October 1, 2002 at 7:30 p.m. in the Maurice A. Buck Memorial Auditorium, 365 Boston Road, Billerica, MA at the following locations:

Town Hall	West Billerica Fire Station
Billerica Public Library	Nutting Lake Post Office
Billerica Police Station	Billerica Walk-In Medical Center, Boston Road
Michael's Bakery	Ninety-Nine Restaurant, Lexington Road
Pinehurst Post Office	Pinehurst Fire Station
Center Post Office, Boston Road	East Billerica Fire Station
North Billerica Post Office	North Billerica Fire Station

Market Basket, Towne Plaza, Boston Road

Signed:
S/ Al Melaragni, Constable
Town of Billerica

ANNUAL FALL TOWN MEETING
Maurice A. Buck Memorial Auditorium
First Session - October 2, 2002

Prior to the start of Town Meeting, Precincts 8 and 10 held caucuses and elected the following Town Meeting Members:

Precinct 8:	Teresa Vieira	11 Roberts Road
Precinct 10:	Debra L. Wheeler	38 Alexander Road

Karen Miller, Oren D. Hunt, Joanne Gagliardi and Sandra Giroux were appointed tellers and were sworn in by Town Clerk Shirley Schult.

A quorum count was called. With one hundred forty-five Town Meeting members present, Town Meeting was declared in session at 7:32 p.m.

Deputy Moderator Gilbert Moreira assumed the chair.

Rev. Kenneth Evitts, Pastor of the Pinehurst Community Church gave the invocation. This was followed by the Pledge of Allegiance and the National Anthem.

A moment of silence was observed for the following deceased Town Workers: Lillian M. Biagiotti, Died: September 11, 2002, Precinct Worker: 1976 – 1990; Gordon C. Brainerd, Died: January 27, 2001, Planning Board: 1951 – 1967, Town Meeting Member: 1956-1998, Selectman: 1972 – 1988, Ambulance Study Committee: 1974-1975, Sign By-Law Committee: 1988, Ombudsman Committee: 1989-1997, Museum Committee: 1993-1997, Home Occupation Study Committee, Fence Viewer: 1989, Town Manager Search Committee: 1990-1991, Tri-Town Committee, Billerica Republican Committee; Eleanor C. Desmond, Died: September 26, 2002, School Clerk/Typist: 1974-1991, Marie A. Devine, died: September 3, 2002, Precinct Worker: 1976-1996, Fire Department Clerk: 1956-1987; Geraldine T. Santos, Died: June 23, 2002, Clerk School Department: 1981-1988; Adeline Taylor, Died: June 12, 2002, Precinct Worker: 1976-1992; Theodore Tichanuk, Died: June 18, 2002, School Custodian: 1975-1989; Raymond F. Trainor, Died: April 17, 2002, School Custodian: 1973-1991; Mary E. Whelan, Died: March 4, 2002, Cafeteria Worker: 1962-1979; Russell Young, Died: June 10, 2002, Selectman: 1965-1967, Finance Committee: 1960-1963, Town Meeting Member: 1967.

The Billerica Memorial High School Special Vocal Ensemble, under the direction of Suzanne Robertson, sang "Simple Gifts" and "Building Mountains".

Dale Hoar, Chairperson of the Billerica Scholarship Foundation introduced Judson D. Hale, Vice-President and Publisher of "Yankee Magazine". Mr. Hale presented the New England Dollars for Scholars award to Moderator Maureen Sullivan for her outstanding work and dedication as Treasurer for the Scholarship Foundation. This award is based on nomination from local groups and is open to persons in the six New England States. Once applications are received, a panel of judges peruses the applications and selects the persons most deserving of this award. He also presented a check to the Scholarship Foundation.

It was moved, seconded and VOTED to accept the warrant as duly posted by the Constable.

It was moved, seconded and VOTED to dispense with the reading of the Warrant.

ARTICLE 2
It was moved, seconded and VOTED to dismiss Article 2.

ARTICLE 3
It was moved, seconded and VOTED to dismiss Article 3

ARTICLE 4
It was moved, seconded and VOTED to dismiss Article 4.

ARTICLE 20
It was moved, seconded and VOTED to dismiss Article 20.

ARTICLE 23
It was moved, seconded and VOTED to dismiss Article 23.

ARTICLE 40
It was moved, seconded and VOTED to move Article 40 to the first order of business on Thursday, October 3, 2002.

ARTICLE 35
It was moved, seconded and VOTED to move Article 35 to the second order of business on October 3rd.

ARTICLE 36
It was moved, seconded and VOTED to move Article 36 to the third order of business on October 3rd.

ARTICLE 37
It was moved, seconded and VOTED to move Article 37 to the fourth order of business on October 3rd.

ARTICLE 43
It was moved, seconded and VOTED to move Article 43 to the first order of business on October 8th.

ARTICLE 19
It was moved, seconded and VOTED to move Article 19 to the second order of business on October 8th.

ARTICLE 22
It was moved, seconded and VOTED to move Article 22 to the third order of business on October 8th.

ARTICLE 21
It was moved, seconded and VOTED to move Article 21 to the fourth order of business on October 8th.

ARTICLE 24
It was moved, seconded and VOTED to move Article 24 to the fifth order of business on October 8th.

ARTICLE 25
It was moved, seconded and VOTED to move Article 25 to the sixth order of business on October 8th.

ARTICLE 1

Selectman Fraine moved to re-appoint John Conway to a five-year term on the Bowers Fund. Seconded. The motion CARRIED.

ARTICLE 5

It was moved and seconded to transfer from available funds the sum of $3,800 to fund the various FY 2003 budget line items as follows:

Transfer from:	Transfer to:
Selectmen Salaries - $2,700	Beautification Commission (for Holiday Tree Lighting)
Selectmen Salaries - $550	Commission on Disability
Selectmen Salaries - $550	Board of Health – Cholesterol Screening

The Finance Committee concurred.

Town Manager Montuori explained that Selectmen Correnti and O'Donnell do not take a salary and wish their salary to be transferred to the accounts specified.

The motion as presented CARRIED.

ARTICLE 6

It was moved and seconded to transfer from free cash the sum of $120,000, to fund the purchase of a new ambulance.

The Finance Committee concurred.

Town Manager Montuori explained that a new ambulance would replace the 1999 ambulance, which will then become the backup.

Slight discussion ensued.

The motion as presented CARRIED.

ARTICLE 7

It was moved and seconded to transfer from Free Cash the sum of $15,000 to fund improvements to the electricity and lighting at the Lampson Recreational Facility.

The Finance Committee concurred.

Town Manager Montuori explained the article.

The motion as presented CARRIED.

ARTICLE 8

It was noted that there is a Scribner's error in this article and Article 7 should read Article 9.

It was moved and seconded to transfer from Free Cash the sum of $855,000, to fund the following previously authorized but unissued bonds.

ATM 10/8/98, Article 14, Middlesex Turnpike Design and Eng., $575,000
ATM 5/7/02, Article 9, DPW-Sidewalk Rehab. and Construction, $280,000

The Finance Committee concurred.

The Town Manager explained that by taking this from free cash instead of bonding, it will save the Town approximately $115,400 in interest over the life of the bond.

Moderate discussion ensued. Rep. Cavicchio moved the question. Seconded. The motion to end debate CARRIED.

The motion as presented was put to a rising vote. With one hundred twenty-seven (127) in favor and twenty-seven (27) opposed, the motion CARRIED.

ARTICLE 9
It was moved and seconded to rescind the unused authorizations to borrow contained in the following Town Meeting Articles:

ATM 10/8/98, Article 14, Middlesex Turnpike Design and Eng. $575,000
ATM 5/7/02, Article 9, DPW-Sidewalk Rehab. and Construction $280,000

The Finance Committee concurred.

The motion as presented CARRIED.

ARTICLE 10
It was moved and seconded to transfer from the Stabilization Fund the sum of $236,849 to fund the cost of Short Term Interest for the new Ditson School (Debt and interest Account 33005-5200).

The Finance Committee concurred.

Superintendent Robert Calabrese explained the article.

The motion as presented CARRIED unanimously.

ARTICLE 11
It was moved and seconded to transfer from Free Cash the sum of $451,687, to fund a deficit in the School Budget, Special Education, Out-of District Tuition and Transportation.

The Finance Committee concurred.

Superintendent Calabrese explained that increases in the number of students requiring these services and increases in tuition costs have created this shortfall.

Much discussion ensued. Rep. Moreira moved the question. Seconded. With eighty-five (85) voting in favor and fifty-five (55) opposed, the motion to end debate LOST.

Discussion continued at length.

Rep. Bears moved the question. Seconded. The motion to end debate CARRIED.

The motion as presented CARRIED unanimously.

ARTICLE16

Rep. Cangiamila moved to take up Article 16 before Article 15. Seconded. With ninety (90) in favor and forty-one (41) opposed, the motion CARRIED.

ARTICLE 12

It was moved and seconded to transfer from Free Cash the sum of $98,533 to fund a deficit in the School Budget for retirement, sick leave buy back.

The Finance Committee concurred.

There was discussion as to the source of the money. Rep. Cavicchio moved the question. Seconded. The motion to end debate CARRIED.

The motion as presented CARRIED.

ARTICLE 13

It was moved and seconded to authorize the Board of Selectmen to purchase all of a certain parcel of land located in Billerica shown on Assessor's Map, Parcel 85-153-0, on Carter Avenue 0.312 acres +/- for Conservation, Recreational, Open Space or any other municipal purpose and to further vote to transfer from the Land Fund the sum of $15,900, for said purposes.

The Finance Committee concurred.

Town Manager Montuori stated that this article will allow the town to purchase a parcel of land on the Concord River which will be added to land already owned by the Town and give river access. The Recreation Commission is in favor of this purchase.

Rep. Moreira moved the question. Seconded. The motion to end debate CARRIED.

With one hundred forty (140) in favor and zero (0) opposed, the motion as presented CARRIED.

ARTICLE 14

It was moved and seconded to transfer from Free Cash $48,500, to be used for the construction of a permanent memorial to be dedicated in honor of the men and women who served our town and country, during the wartime efforts of World War I and II.

The Finance Committee concurred.

Selectman Rosa, Chairman of the World War II Veteran's Memorial Committee gave a presentation, which included the design of the proposed memorial.

Committee Member Edward MacDonald read poems written by Leonard Buckland that will be inscribed on the memorial.

Several Representatives concurred with the principal of the memorial but questioned the timing.

Rep. Rawlings moved the question. Seconded. The motion to end debate CARRIED.

The motion as presented CARRIED.

Rep. Moreira moved to adjourn until Thursday evening, October 3rd at 7:30 p.m. Seconded. The motion CARRIED. The first session of the Fall Annual Town Meeting stood adjourned at 10:01 p.m.

A True Copy
Shirley E. Schult, CMC, CMMC, Town Clerk

ANNUAL FALL TOWN MEETING
Maurice A. Buck Memorial Auditorium
Second Session - October 3, 2002

A quorum count was called. With one hundred twenty-seven (127) Town Meeting Representatives present, the second session of the Fall Annual Town Meeting was declared in session at 7:32 p.m.

James Mollison, Chairman of the Adequate Access By-Law Review Committee gave the Committee report. He reported that Counsel has advised that this by-law should be a Zoning By-law in order to be appealed. The Committee requested to be continued in order to bring an article to the Spring Town Meeting to make this part of the Zoning By-Law.

It was moved, seconded and VOTED to accept the report and continue the Committee until the Spring Town Meeting.

ARTICLE 35
It was moved, seconded and VOTED to move Article 35 to the first order of business on Thursday, October 10th.

ARTICLE 40
Frank Busalacchi, petitioner, spoke on this article. Although Town Counsel had advised them that this is not a proper article, the sponsors still feel it has merit under case law. He then moved to dismiss the article. Seconded.

The motion to dismiss CARRIED.

ARTICLE 36
It was moved and seconded that the Town adopt a Long Range Master Plan as submitted and presented by the Town's Long Range Master Planning Committee

The Finance Committee concurred.

Peter Coppinger, Chairman of the Committee, spoke at length for the acceptance of this Master Plan, which was developed with the assistance of Mullen Associates and input from numerous Boards, Commissions and residents of the Town. The plan to be accepted is basically the draft document mailed to all Town Meeting Members and incorporating the changes included in the handout. The complete document will be on file in the offices of the Town Clerk, the Selectmen, the Town Manager and the Library. This document is meant to be a guide for the future development of Billerica.

The motion as presented CARRIED unanimously.

ARTICLE 37
It was moved and seconded to amend Article 2 of the General By-Laws by adding a new Section 42 to read as follows:

42. Long Range Master Plan Oversight Committee
    - 42.1 The Long Range Master Plan Oversight Committee ("Master Plan Oversight Committee") shall be a Committee of the Town of Billerica.
    - 42.2 It shall be the duty of the Master Plan Oversight Committee to oversee the implementation of the Town's Long Range Master Plan, to suggest any proposed amendments to the Master Plan, and to make annual reports to Town Meeting concerning the implementation of or/any other matters related to the Master Plan.
    - 42.3 The Master Plan Oversight Committee shall consist of five (5) members appointed to terms of three (3) years so arranged as nearly an equal number of such terms of office as possible shall expire each year. One

member shall be appointed by, but does not necessarily need to be a member of, each of the following: Board of Selectmen, School Committee, Planning Board, Finance Committee and the Moderator.

The Finance Committee concurred. The Rules Committee concurred.

Peter Coppinger, Committee Chairperson, explained the article.

The motion as presented CARRIED.

ARTICLE 16

Selectman Rosa moved to return $771,368 from Free Cash to the taxpayers of Billerica to offset the 2003 Property taxes. Seconded.

The Finance Committee did not recommend this article

The Finance Committee, the Town Manager and the School Superintendent all urged the body to defeat this article and put the money in the Stabilization Fund as a safety net for the next few years.

Principal Assessor, Richard Scanlon stated that this would amount to about a $30.00 saving for each property owner.

Much discussion, both for and against, ensued.

Rep. Doyle moved the question. Seconded. The motion to end debate CARRIED.

The motion as presented LOST.

ARTICLE 15

It was moved and seconded to transfer from Free Cash the sum of $771,368 to the Stabilization Fund.

Rep. Mollison took exception to the implied split of monies between the School and the Town side of government when Town Meeting had never voted this split.

Rep. Revane moved the question. Seconded. The question to end debate CARRIED.

The motion as presented CARRIED.

Rep. LeBlanc moved for reconsideration of Article 15. Seconded. Reconsideration LOST.

Rep. Morris moved the following resolution: "Be it resolved to authorize the Town Manager and the School Department to split 50% of revenues for budgeting purposes or other uses deemed necessary to effectively operate the Town." Seconded.

With sixty-two (62) in favor and seventy-two (72) opposed, the resolution did not pass.

ARTICLE 17
It was moved, seconded and VOTED to dismiss Article 17.

ARTICLE 18
It was moved and seconded to accept the provisions of G.L. Chapter 126 of the Acts of 1988 and Chapter 73 of the Acts of 1986 in order to offer optional additional real estate tax exemptions to persons who qualify for current property tax exemptions under Clauses 17D, 22, 22A, 22B, 22C, 22D, 22E, 37A and 41C of Section 5 of G. L. Chapter 59 in the amount of a uniform 60% increase for all persons qualified.

The Finance Committee concurred.

Principal Assessor Scanlon explained the Article.

Rep. Symes moved to amend the article by reducing the 60% to 20%. Seconded.

Several Representatives spoke in opposition to the percentage reduction.

Rep. Rawling moved the question on the amendment. Seconded. The motion to end debate CARRIED.

The amendment for 20% LOST.

Rep. Dampolo moved the question on the main motion. Seconded. The motion to end debate CARRIED.

The main motion as presented CARRIED unanimously.

ARTICLE 26
It was moved and seconded to amend Article 1, Section 2.6E of the General By-Laws to read as follows:

E. If an Article referenced Federal or State Law, a summary of said law shall be included in the Warrant by the Selectmen.

The Finance committee concurred. The Rules Committee concurred. The motion as presented CARRIED.

ARTICLE 27

It was moved and seconded to amend Article 5 Section 3.2 of the General By-Laws by deleting the following words from the Section: "and any building permit already issued will be revoked." So that the section will read:

No building permit of any type shall be issued for any property upon which a significant building or structure has been intentionally demolished in violation of this by-law for a period of two (2) years after the date of such violation.

The Finance Committee concurred. The Rules Committee concurred.

The motion as presented CARRIED.

ARTICLE 28

It was moved and seconded to amend Article 6 Section 8.6 of the General By-Laws to read as follows:

"This Section shall be enforced on behalf of the Town by its Police Department which shall have the right to arrest any and all persons in violation of said section ***in accordance with M.G.L. Chapter 272 Section 59."***

The Finance Committee concurred. The Rules Committee concurred.

The motion as presented CARRIED.

ARTICLE 29

It was moved and seconded to amend Article VI Section 11.12 of the General By-Laws to read: "There shall be no soliciting or canvassing between the hours of 9 P.M. and 9 A.M.". The Finance Committee concurred. The Rules committee concurred.

Moderate discussion ensued relative to the 9 P.M. time. Representatives feel that 9 P.M. is too late to allow solicitors and canvassers to go door to door.

Rep. Morrissey moved to dismiss this article. Seconded.

Rep. Vieira moved the question. Seconded. The motion to end debate CARRIED. The motion to dismiss LOST.

Rep. Morrissey then moved to amend the article by changing the hours to read "7:01 P.M. and 9:00 A.M. Seconded. The amendment CARRIED.

The main motion as amended CARRIED unanimously.

It was moved and seconded to adjourn until Tuesday, October 8th at 7:30 P.M. With ninety-three (93) voting in favor and thirty-eight (38) opposed, adjournment CARRIED.

The second session of the Fall Town Meeting stood adjourned at 9:24 P.M.

A True Copy
Shirley E. Schult, CMC, CMMC, Town Clerk

ANNUAL FALL TOWN MEETING
Maurice A. Buck Memorial Auditorium
Third Session - October 8, 2001

Prior to the start of Town Meeting, Precinct 10 held a caucus and elected Joanne C. Hanlon of 4 Harjean Road as a Town Meeting Member. Romolo Capobianco was appointed as teller and was sworn in by Town Clerk Shirley Schult.

A quorum count was called. With one hundred forty-five (145) Town Meeting Members present, the third session of the Fall Town Meeting was declared in session at 7:35 p.m.

Selectman Rawlings gave the report of the Open Space and Recreation Committee. It was moved, seconded and VOTED to accept the report.

Selectman Correnti moved to reconsider Article 29. Seconded. The motion to reconsider Article 29 CARRIED unanimously. Because of Article position previously set, it was noted that this would come up after Article 25.

ARTICLE 43

It was moved and seconded to amend the Zoning By-Laws by rezoning from a Rural District to a Village Residence District a Parcel of Land located on 55 & 57 Baldwin Road in said Town, bounded and described as follows:

> A certain parcel of land with the buildings thereon situated in said Billerica and being shown as Lot 4 on plan entitled "Plan of Land in Billerica, Surveyed for Catherine H. Thebearge: dated September, 1971, James B. Monahan, Surveyor, recorded with the Middlesex North District Registry of Deeds, Book of Plans 113, Plan 100, bounded and described as follows: WESTERLY by Baldwin Road, one hundred fifty (150 feet); NORTHERLY by Lot 3 as shown on said plan, three hundred seventeen and 43/100 (317.43) feet and forty four (44) feet; EASTERLY by Lot 2 on said plan, one hundred fifty-seven (157) feet; SOUTHERLY by land of owners by three unknown bounds, totaling four hundred forty six and 96/100 (446.96) feet. A certain parcel of land with the buildings thereon situated in said Billerica and being shown as Lot 3 on plan entitled "Plan of Land in Billerica, Surveyed for Catherine H. Thebeargе" dated September, 1971, James M. Monahan, Surveyor, recorded with the Middlesex North District Registry of Deeds,

Book of Plans 113, Plan 100, bounded and described as follows: NORTHWESTERLY by Baldwin Road, two hundred (200) feet; NORTHWESTERLY and NORTHERLY by Lot 1 as shown on said plan, by two bounds, totaling two hundred fifty six (256) feet, more or less; EASTERLY by Lot 2 as shown on said plan, one hundred ninety seven and 64/100 (197.64) feet; SOUTHERLY by Lot 4 as shown on said plan, by two bounds totaling three hundred and sixty one 43/100 (361.43) feet.

The Finance Committee concurred.

The Planning Board report of the Public Hearing held on September 23, 2002 was given by Member Robert Norman. Due notice was given in the Billerica Minuteman on August 22 and August 29, 2002. On a positive motion to recommend, the Board voted seven (7) in favor and zero (0) opposed.

Sheila Sartell, Petitioner, came forward to speak on the Article.

Considerable discussion ensued.

Rep. Horlink moved the question. Seconded. With one hundred thirteen (113) in favor and thirty-nine (39) opposed, debate was cut off.

The motion as presented was put to a rising vote. With one hundred twenty-seven (127) in favor and thirteen (13) opposed, the motion CARRIED.

Rep. McDowell moved to reconsider. Seconded. With forty-nine (49) in favor and ninety-two (92) opposed, reconsideration LOST.

ARTICLE 19

It was moved and seconded to authorize the Board of Selectmen to enter into a lease agreement for up to twenty (20) years with companies to allow them to install Wireless Communication Facilities to place their equipment on Town owned property. All funds from such lease to be deposited into this telecommunications revolving fund.

The Finance Committee concurred.

Rep. Marc Lally, Chair of the Communication Committee, moved to amend the motion be deleting the words "to place their equipment on Town owned property" and insert "at the Tower Farm Water Tank and the Fox Hill Cemetery" in place thereof. Seconded.

Much discussion ensued.

Rep. Moreira moved the question on the amendment. Seconded. The motion to end debate CARRIED.

The amendment CARRIED.

Rep. Wilson moved to amend the motion by deleting "the Fox Hill Cemetery". Seconded.

Rep. Devlin moved the question on Rep. Wilson's amendment. Seconded. The motion to end debate CARRIED. The amendment to strike "Fox Hill Cemetery" LOST.

Rep. Dampolo moved the question on the motion as amended. Seconded. The motion to end debate CARRIED.

The main motion with the amendment attached thereto CARRIED.

ARTICLE 22
It was moved and seconded to amend the Zoning By-Laws as printed in the warrant.

The Finance Committee concurred.

Planning Board Chairman Pasciuto gave the report of the public hearing held on September 23, 2002. Due notice was given in the Billerica Minuteman on September 5 and September 12, 2002. On a positive motion to recommend, the Board voted seven (7) in favor and zero (0) opposed. This amendment will provide sound standards and requirements for associated testing and strengthen submittal requirements.

Representative Lally explained the article.

Rep. Fischer moved to amend Section 5.C.1.K (2)(c) XIV Noise, sub-section 7, sixth bullet by deleting the word "ambient". Seconded. The amendment CARRIED.

Rep. Dampolo moved the question. Seconded. The motion to end debate CARRIED unanimously.

With one hundred thirty-seven (137) voting in favor and four (4) opposed, the main motion CARRIED.

ARTICLE 21
It was moved and seconded to accept the following streets as public ways in accordance with the layouts adopted by the Board of Selectmen and on file with the Town Clerk and to authorize the Board of Selectmen to accept gifts of easements for said public ways and associated easements for drainage or other purposes;

Casey Street	from Treble Cove Road to Tirone Path	Approx. 470 ft.
Jennings Road	from Tirone Path to Estey Road	Approx. 910 ft.

Finance Committee did not recommend this article, as plans were not available at their meeting.

The Street Acceptance Committee recommended.

The Planning Board voted to recommend this article on the condition that all releases were received from abutters.

The motion as presented CARRIED.

ARTICLE 24

A substitute main motion was moved and seconded; that the Town approve the establishment of a special account for the purpose of sidewalk construction. This account shall be earmarked solely for sidewalk construction and related surveying, design and/or legal expenses. Town Meeting shall approve expenditure from this account after recommendations from the Planning Board and Board of Selectmen. All monies deposited to this account shall be from donations.

The Finance Committee concurred.

The substitute main motion CARRIED.

ARTICLE 25

Planning Board Chairman Pasciuto moved that the Town amend Section 12 of the Zoning By-Law by adding a new Section D to permit associate members of the Planning Board to act as alternates, if necessary, when the planning board is considering special permits, said addition to read as follows:

D. ASSOCIATE PLANNING BOARD MEMBERS

There shall be two associate planning board members, who may be designated by the Chairperson to sit on a matter when the planning board is designated the special permit granting authority ("SPGA"). The chairperson may designate an associate member to sit on the SPGA in the case of absence, inability to act, or conflict of interest on the part of any member of the SPGA. In the case of vacancy of the SPGA, the chairperson may designate an associate member to sit on the SPGA until such time as a new member has been appointed. Associate members of the SPGA shall be elected to three-year terms with the exception of the first election when one member will be elected for two years and for three years at all subsequent elections.

The Finance Committee concurred.

The Planning Board report of the public hearing held on September 23, 2002 was given. Due notice was given in the Billerica Minuteman on August 22 and August 29, 2002. On a positive motion to recommend, the Board voted seven (7) in favor

and zero (0) opposed. The associates will act only on special permits and will take a regular member's place only for good cause.

It was moved to amend the motion to insert the words "chose by lottery" after the words "The Chairman may" in the second sentence and delete the word "designate". Seconded.

Much discussion ensued relative to the selection of alternates to sit on the Board and the duties of the associates.

Rep. Flemming moved the question. Seconded. The motion to end debate CARRIED.

The amendment to add the words "chose by lottery" LOST.

Several Representatives had concerns that this article appears to be in conflict with the Charter and urged the Body to defeat this article.

Rep. Marck moved the question. Seconded. The motion to end debate CARRIED.

The substitute main motion was put to a rising vote. With fifty-five (55) in favor and eighty (80) opposed, the motion LOST.

Rep. Lally moved for reconsideration. Seconded. With ten (10) in favor and one hundred (100) opposed, the motion reconsideration LOST.

ARTICLE 29

The Moderator restated the article as it was voted. Selectman Correnti spoke on the article.

Town Counsel, Gary Brackett spoke to the 7:01 p.m. cut-off time voted at the last session. He cited case law in which a 7:00 p.m. time was not upheld in court and referenced a letter from the Attorney General relative to this matter. He suggested that 8:00 p.m. might be more appropriate.

Rep. Revane moved to amend the article by changing the 7:01 p.m. time to "8:00 p.m.". Seconded.

Considerable discussion ensued.

Rep. Devlin moved the question. Seconded. The motion to end debate CARRIED.

The motion for "8:00 p.m." LOST.

Rep. Revane moved to amend the motion to "6:00 p.m." as it has been since the by-law was first adopted. Seconded.

Several Representatives spoke in support of the "6:00 p.m." time.

Rep. Perry moved the question. Seconded. The motion to end debate CARRIED

The amendment to retain the hours from "6:00 p.m. to 9:00 a.m. CARRIED unanimously.

The main motion with the amendment attached CARRIED.

It was moved, seconded and VOTED to adjourn. The third session of the Annual Fall Town Meeting stood adjourned at 10:08 p.m.

A True Copy
Shirley E. Schult, CMC, CMMC, Town Clerk

ANNUAL FALL TOWN MEETING
Maurice A. Buck Memorial Auditorium
Fourth Session - October 10, 2002

A quorum count was called. With one hundred thirty-one (131) Town Meeting Members present, the fourth session of the Fall Town meeting was declared in session at 7:33 p.m.

Rep. Nancy Smith gave the report of the Warrant Action Committee. It was moved, seconded and VOTED to accept the report as submitted.

ARTICLE 35

It was moved and seconded to amend the General By-Laws of the Town of Billerica by adding a new Article XXII, The Billerica Wetlands Protection By-Law as follows:

1 PURPOSE AND AUTHORITY

1.1 Purpose. The purpose of this by-law is to protect the wetlands, water resources, and adjoining land areas, including floodplains, in the town of Billerica by controlling activities deemed by the Billerica Conservation Commission (hereinafter "Commission") likely to have a significant or cumulative effect upon wetlands resource area values.

1.2 Authority. The Home Rule authority of Billerica and the authority granted to the Town by the Wetlands Protection Act, Mass. Gen. Laws, ch. 131 ss 40, entitles the Town to protect additional wetlands resource areas and resource area values with standards and procedures stricter than those of said Wetlands Protection Act and the regulations promulgated there under by the Massachusetts Department of Environmental Protection at 310 CMR 10.00 (hereinafter "Act").

2. JURISDICTION

2.1 Regulation:

A. The Billerica Conservation Commission shall have jurisdiction to regulate all proposed activities and alterations within a wetlands resources area protected by this by-law and within 100 feet from all such resources area, provided, however, that there shall be no 100-foot buffer zone to a riverfront area wetlands resource area. In addition, the Commission shall have jurisdiction to regulate those activities and alterations outside the 100-foot buffer zone if such activities have altered a wetland resource area or the area within the 100-foot buffer zone from a wetlands resource area. The Commission shall regulate such activities so as to protect the wetlands resource area values.

(1) A "wetlands resource area protected by this by-law" is: any freshwater wetlands; marshes; wet meadows; bogs; swamps; vernal pools; banks; reservoirs; lakes; ponds of any size; rivers; streams; creeks; beaches; lands under water bodies; and lands subject to flooding or inundation by groundwater or surface water. Said wetlands resource areas are defined in Section 5 and shall be protected whether or not the wetlands resource areas border surface waters.

(2) The "resource area values protected by this by-law" shall include, without limitation, the following: public or private water supply, groundwater, flood control, erosion and sedimentation control, storm damage prevention, water quality, water pollution control, fisheries, shell fisheries, wildlife, wildlife habitat, rare species habitat including rare plant species, agriculture, aquaculture and recreation values deemed important to the community.

B. No person shall commence to remove, fill, dredge, build upon, degrade, discharge into, or otherwise alter, as that term is defined in Section 4 of this by-law, a wetlands resource area protected by this by-law or an area within 100 feet from such resource area without receiving and complying with a by-law wetlands permit issued by the Commission; provided, further, that all appeal periods have elapsed.

C. Any person desiring to know whether a proposed activity or an area is subject to this by-law may request a determination of applicability or a resource delineation confirmation from the Commission in writing.

2.2 Enforcement

A. No person shall alter or cause, suffer, or allow any activity or alteration of any wetlands resource area or its buffer zone

protected by this by-law; or leave in place unauthorized fill in a wetlands resource area or its buffer zone protected by this by-law; or otherwise fail to restore to its original condition an illegally altered wetlands resource area or its buffer zone protected by this by-law.

B. No person shall fail to comply with a wetlands permit or an enforcement order issued by the Commission pursuant to this by-law.

C. The Commission shall have authority to enforce this by-law, the regulations authorized by the by-law, and by-law permits by violation notices, enforcement orders, non-criminal citations under Mass. Gen. Laws, ch. 40, ss 21D, and civil and criminal court actions, as appropriate. Members of the Commission and the Agent of the Commission are empowered to act as "enforcing persons" under these provisions.

D. The Commission may order any person who alters a wetland resource area or buffer zone in violation of the provisions of this by-law and the regulations promulgated there under to restore the land and wetlands resource area to its original condition and take other action deemed necessary to remedy such violations.

E. The Commission may, at its discretion, issue a fine for the violation of any provision of this by-law and the regulations promulgated there under. Such fine may be in addition to any order of the Commission. Any person who violates any provision of this by-law or the regulations of the Commission promulgated pursuant to this by-law may be penalized $300.00 (THREE HUNDRED DOLLARS) per violation per day.

(1) Each day or portion thereof during which a violation continues shall constitute a separate violation.

(2) Each provision of the by-law or regulations violated shall constitute a separate violation.

F. Municipal boards and officers, including any police officer or other officer having police powers, shall have authority to assist the Commission in enforcement and as further provided in Article VI, Section 6, of the General By-Laws.

3. EXEMPTION AND EXCEPTIONS

3.1 Normal Maintenance or Improvement of Land in Agricultural Use. The application and permit required by this by-law shall not be required for work performed for normal maintenance of improvement of land in agricultural use as defined by the Act. Provided, however, nothing contained within this provision shall prohibit the Commission from exercising its full enforcement powers under this by-law should it determine the activity is not "normal maintenance or improvement of land in agricultural use."

3.2 Public Utilities. The application for and issuance of a by-law wetlands permit shall not be required for maintaining, repairing, or replacing, but not substantially changing or enlarging, an existing and lawfully located structure or facility used in the service of the public to provide electric, gas, water, telephone, telegraph, or other public services, provided that written notice has been given to the Commission before commencement of work, and provided that the work conforms to any performance standards and design specifications in regulations adopted by the Commission.

3.3 Emergency Projects. The application for and issuance of a by-law wetlands permit shall not be required for emergency projects necessary for the protection of the health and safety of the public.

A. The project shall only be considered an emergency project under this by-law if: (i) the work is to be performed by or has been ordered to be performed by an agency of the Commonwealth or a political subdivision thereof; and (ii) advanced notice, oral or written, has been given to the Commission before commencement of work or within twenty-four (24) hours after commencement; and (iii) the Commission or its designee certifies the work as an emergency project.

B. To further qualify as an emergency project, the work must: (i) be performed only for the time and place certified by the Commission for the limited purposes necessary to abate the emergency; and (ii) the project proponent must file, within twenty-one (21) days of commencement of an emergency project, a by-law wetlands permit application with the Commission for review as provided by this by-law.

C. Upon failure to meet the above and other requirements of the Commission, the Commission may, after notice and a public hearing, revoke or modify an emergency project approval and order restoration and mitigation measures.

3.4 Mosquito Control Work. The provisions of this by-law shall not apply to any mosquito control work done under the provisions of Mass. Gen. Laws, ch. 40 ss 5, clause (36) or ch, 252,

3.5 No other Exceptions to By-Law. Other than as stated in this section, the exceptions provided in the Act shall not apply under this by-law.

4. DEFINITIONS

The following definitions shall apply in the interpretation and implementation of this by-law. Except as otherwise provided in this by-law or in regulations of the Commission, the definitions of terms in this by-law shall be as set forth in the Wetlands Protection Act (Mass. Gen. Laws, ch. 131, ss 40) and regulations (310 CMR 10.00).

4.1 Act. The term "Act" means the state Wetlands Protection Act (Mass. Gen. Laws, ch. 131, ss 40) and regulations (310 CMR 10.00).

4.2 Alter. The term "alter" shall include, without limitation, the following temporary or permanent activities when undertaken to, upon, within,

or affecting wetland resource areas and buffer zones protected by this by-law; provided, however, that the term "alter" shall not apply to maintaining or replacing within the existing foot print, without enlargement of that footprint, structures and vegetation that legally exist at the time of the adoption of this by-law:

- Removing, excavating, or dredging of soil, sand, gravel or aggregate materials of any kind;
- Changing the preexisting drainage and runoff characteristics, flushing characteristics, salinity distribution, sedimentation patterns, flow patterns, or flood retention characteristics;
- Draining or otherwise disturbing surface water levels or the water table;
- Dumping, discharging, or filling with any material that would degrade water quality;
- Placing fill or removing material that would alter elevation;
- Driving piles and erecting or expanding buildings or structures of any kind;
- Placing obstructions or object in water;
- Destroying, including cutting, any vegetation within a wetlands resource area;
- Changing temperature, biochemical oxygen demand, or other physical, biological, or chemical characteristics of any waters;
- Conducting any activities, making changes, or performing work that may cause or tend to contribute to pollution of any body of water or groundwater;
- Conducting incremental activities that have, or may have, a cumulative adverse impact on the resource areas protected by this by-law.

4.3. Commission. The term "Commission" shall mean the Conservation Commission of the Town of Billerica, established under the authority of Mass. Gen. Laws, ch 40, ss 8C, the members of which are appointed by the Board of Selectmen for terms of three years.

4.4. Person. The term "person" shall include any individual, group of individuals, association, partnership, corporation, company, business organization, trust, estate, the Commonwealth or political subdivision thereof to the extent such is subject to the Town By-Laws, administrative agency, public or quasi-public corporation or body, the town of Billerica, and any other legal entity. The term "person" shall also include the legal representatives, agents, or assigns of the above named entities and other legal entities.

4.5. Rare Species. The term "rare species" shall include, without limitation, all vertebrate and invertebrate animals and all plant species listed as endangered, threatened, or of special concern by the Massachusetts Division of Fisheries and Wildlife, regardless of

whether the site in which they occur has been previously identified as a habitat by the Division.

5. BY-LAW RESOURCE AREAS AND PRESUMPTIONS

The provisions of this by-law apply to the following wetlands resource areas and presumptions. Except as otherwise provided in this by-law, the wetlands resource areas shall be as set forth in the Act.

5.1 Bank. A "bank" shall mean the land area which normally abuts and confines a water body; the lower boundary being the mean annual low flow level and the upper boundary being the first observable break in the slope or the mean annual high water line, whichever is higher.

5.2 Buffer Zone. A "buffer zone" shall mean that area of land extending 100 feet horizontally outward from the boundary of any wetlands resource area subject to protection under this by-law or the Act, provided, however, that there shall not be a 100-foot buffer zone to the wetland resource area known as the "riverfront area." By regulation, the Commission may require within a buffer zone certain setbacks and/or an area of natural vegetation of sufficient width and vegetative community type to assure protection of the wetlands resource area and mitigation of proposed activities. Nothing herein shall preclude the Commission from establishing a no-alteration zone on a case-by-case basis.

5.3. Freshwater Vegetated Wetlands. A "vegetated wetlands" shall mean a freshwater wetlands that may either border on another water body or wetlands resource area or not be connected by surface water to any other water body or wetlands. A vegetated wetland is an area where the soils and vegetation meet the criteria of the Act. The types of freshwater vegetated wetlands are bogs, marshes, wet meadows, and swamps as those are defined in the Act.

5.4. Pond. A "pond" shall mean any open body of fresh water of any surface area. A pond may be either naturally occurring or man-made by impoundment, excavation, or otherwise. A pond shall contain standing water except for a period of extended drought, as such may be defined by the regulations of the Commission. Notwithstanding the above, the following man-made bodies of open water shall not be considered a pond; basins or lagoons that are part of wastewater treatment plants; swimming pools or other impervious man-made basins; and individual gravel pits or quarries excavated from upland areas unless inactive for five or more consecutive years.

5.5 Riverfront Area. A "riverfront area" shall mean that area of land situated between the mean annual high-water line of a river and a horizontal parallel line located two hundred feet from said mean annual high-water line. The 100-foot buffer zone is not applicable to the riverfront area; provided, however, that by regulation the Commission may require with the out riparian area a zone of natural vegetation of sufficient width and vegetative community type and/or setbacks to assure protection of the riverfront area and mitigation of

proposed activities. Nothing herein shall preclude the Commission from establishing a no-alteration zone on a case-by-case basis.

A. The riverfront area is presumed important to the protection of rivers, ponds, and lakes because activities undertaken in close proximity to these resource areas have a high likelihood of adverse impact upon the wetlands or other resources, either immediately as a consequence of construction or over time as a consequence of daily operation or existence of the activities. These adverse impacts from construction and use include, without limitation, erosion, siltation, loss of groundwater recharge, poor water quality, and loss of wildlife habitat.

B. The Commission may therefore establish, by regulations, performance standards for protection of such lands including without limitation strips of continuous, undisturbed vegetative cover within the two hundred-foot areas or the buffer zone or other form of work-limit or setback to buildings, roads, landscaping and other features.

C. In the review of riverfront areas, the Commission shall not issue any by-law wetlands permit allowing any activity unless the applicant, in addition to meeting the otherwise applicable requirements of this by-law, has proved by a preponderance of the evidence that (I) there is no practicable alternative to the proposed project with less adverse effects and (ii) that such activities, including proposed mitigation measures, will have no significant adverse impact on the riverfront area or values protected by this by-law. The Commission shall regard as practicable an alternative that is reasonably available and capable of being done after taking into consideration the proposed property use, overall project purpose, logistics, and existing technology. In addition, the Commission shall consider the comparable costs of the alternatives and overall project costs, but the Commission shall not use such consideration as an overriding factor in making its decision.

5.6. Stream. A "stream" shall mean a body of running water, including brooks and creeks, that moves in a definite channel in the ground due to hydraulic gradient. A portion of a stream may flow through a culvert or beneath a bridge. Streams may be intermittent or perennial.

A. An "intermittent stream" shall mean a body of running water that does not flow through out the entire year.

B. A "perennial stream" shall mean a body of running water that flows throughout the year, except in periods of extended drought as such may be defined by the regulations of the Commission. A perennial stream is a river.

5.7. Vernal Pool Habitat Area. A "vernal pool habitat" shall mean the "vernal pool" and the area within one hundred feet outward from the mean annual high-water line defining the pool. A "vernal pool" shall

mean any confined basin or depression that at least in most years, holds water for a minimum of two continuous months during the spring or summer and is free of adult predatory fish populations.

A. A vernal pool habitat area shall be a wetlands resource area under this by-law regardless of whether the site has been certified by the Massachusetts Division of Fisheries and Wildlife.

B. The Commission shall presume that all areas meeting the definition of "vernal pool habitat area" under this by-law perform essential habitat functions. This presumption may be overcome only by the presentation of clear and convincing credible evidence that, in the judgment of the Commission, demonstrates that the basin or depression and surrounding upland area does not and cannot provide essential vernal pool habitat functions. Provided, however, that said presumption shall not apply to a confined basin or depression occurring in an existing lawn, garden, landscaped area, driveway, cultivated field or open grazed meadow.

C. Any evaluation of whether an area is a vernal pool habitat protected under this by-law must be performed by an individual meeting certain qualifications as determined by the Commission

6. REQUEST FOR BY-LAW DETERMINATION OF APPLICABILITY AND RESOURCE DELINEATION CONFIRMATION; APPLICATION FOR BY-LAW WETLANDS PERMIT; FEES; CONSULTANTS

6.1 Request for By-Law Determination of Applicability. Any person desiring to know whether a proposed activity or an area is subject to this by-law may in writing request a determination from the Commission. Such request for by-law determination shall include information and plans as are deemed necessary by the Commission.

6.2 Request for Resource Delineation Confirmation. Any person desiring to know whether a delineation of a wetland resource area protected under this by-law and, if appropriate, the extent of the buffer zone to that wetlands resource area protected under this by-law may in writing request a confirmation from the Commission. Such a request for by-law confirmation shall include information and plans as are deemed necessary by the Commission.

6.3 Application for By-Law Wetlands Permit. Written application for a by-law wetlands permit shall be filed with the Commission to perform activities affecting resource areas protected by this by-law.

A. The application shall include such information and plans as are deemed necessary by the Commission to describe proposed activities and their effects on the wetlands resource areas and buffer zones protected by this by-law. The Commission in an appropriate case may accept as the application and plans under this by-law any application and plans filed under the Act.

B. No activities shall commence without receiving and complying with wetlands permit issued pursuant to this by-law.

6.4 Filing Fee. At the time of a request for a by-law determination, request for a confirmation, or an application for a by-law wetlands permit, the applicant shall pay a filing fee as specified in regulations of the Commission. The regulations of the Commission need not set a by-law filing fee for every type of request or application and the regulations may provide for a waiver of the by-law filing fees so set. Town projects are exempt from filing fees under this Section. The by-law filing fee is in addition to that required by the Act and the filing fee shall be deposited in a revolving fund, separate from the account established for filing fees paid under the Act, as such revolving fund may be established by Town Meeting vote.

6.5 Consultant Fee. Upon receipt of a request for a by-law determination or confirmation or an application for a by-law permit, or at any point during the hearing process, the Commission is authorized to require an applicant to pay a fee for the reasonable costs and expenses borne by the Commission for specific expert engineering and other consultant services deemed necessary by the Commission to come to a final decision on the request or application. The consultant shall be a qualified individual selected and approved by the Commission. This authorization is in addition to that authority granted to the Commission by Article XI of the General By-Laws of Billerica.

A. The exercise of discretion by the Commission in making its determination to require the payment of a consultant fee shall be based upon its reasonable finding that additional information available only through outside consultants is necessary for the making of an objective decision.

B. The specific consultant services may include, but are not limited to performing or verifying the accuracy of resource area surveyed delineation; analyzing resource area functions and values, including wildlife habitat evaluations; performing hydrogeologic and drainage analysis; and researching environmental or land use law.

C. The Commission may require a wildlife habitat study of the project area, to be paid for by the applicant, whenever it deems appropriate, regardless of the type of resource area or the amount or type of alteration proposed. The decision shall be based upon the Commission's estimation of the importance of the habitat area considering, but not limited to, such factors as proximity to other areas suitable for wildlife, importance of wildlife corridors in the area, or possible presence of rare species in the area.

D. The consulting expert shall submit his or her bill for services rendered directly to the applicant and the applicant shall be responsible for making full payment of such bill directly to the

consultant. Problems or disputes over payment arrangements between the consultant and the applicant shall be settled at a regularly scheduled meeting of the Commission by a majority vote of the Commission.

7. ADMINISTRATIVE HEARING PROCESS

7.1. Notice of Filing

A. Abutters. A person filing an application for a determination, resource delineation, or wetlands permit under this by-law shall, at the same time, give written notice thereof, by certified mail (return receipt requested) or hand delivered, to all abutters at their mailing addresses shown on the most recent applicable tax list of the assessors, including owners of land directly opposite on any public or private street or way, and abutters to the abutters within 300 feet of the property line of the applicant, including any in another municipality or across a body of water.

(1) The notice to abutters shall have enclosed a copy of the application, with plans, or shall state where copies may be examined and obtained by abutters.

(2) When a person requesting a determination is other than the owner, the applicant shall send a copy of the request and plans to the owner.

(3) An affidavit of the person providing such notice, with a copy of the notice mailed or delivered, shall be filed with the Commission. The Commission shall not open a public hearing until such proof of notice is received by the Commission.

B. Other Municipal Boards and Commissions. Any person filing an application for determination, confirmation of resource delineation, or wetlands permit pursuant to this by-law, shall provide a copy thereof at the same time, by certified mail (return receipt requested) or hand delivery, to those town departments specified by the Commission as requiring notice. A copy shall be provided in the same manner to the conservation commission of the adjoining municipality, if the request or application pertains to property within 300 feet of that municipality.

(1) An Affidavit of the person providing notice, with a copy of the notice mailed or delivered, shall be filed with the Commission.

(2) The Commission shall not take final action until the boards and officials have had fourteen (14) days from receipt of notice to file written comments and recommendations with the Commission, which the Commission shall take into account but which shall not be binding on the Commission. The applicant shall have the right to receive any comments and

recommendations, and to respond to them at a hearing of the Commission, before final action.

7.2. Notice of Hearing. The Commission shall conduct a public hearing on any application for a determination, resource area delineation, or wetlands permit under this by-law. The Commission shall give written notice, at the expense of the applicant, at least five business days prior to the hearing, in a newspaper of general circulation in the Town of Billerica.

7.3 Hearing Process. The Commission in an appropriate case may combine its hearing under this by-law with the hearing conducted under the Wetlands Protection Act.

A. Commencement of Hearing. The Commission shall commence the public hearing within twenty-one (21) days from receipt of a completed application, unless an extension is authorized in writing by the applicant.

B. Continuance of Hearing. The Commission shall have authority to continue the hearing to a specific date announced at the hearing, for reasons stated at the hearing, which may include the need for additional information from the applicant or others deemed necessary by the Commission in its discretion, based on comments and recommendations of the boards and officials noted in Section 7.1.B of this by-law.

7.4 Issuance of Decision. The Commission in an appropriate case may combine the decision issued under this by-law with the Order of Conditions, Order of Resource Area Delineation, or Determination of Applicability issued under the Act. In all permit decisions, the Commission shall make written findings and reasons as provided in Section 7.4.B of this by-law

A. Determination of Applicability or Resource Area Delineation. The Commission shall issue its determination of applicability or resource delineation decision in writing within twenty-one (21) days of the close of the public hearing thereon unless an extension is authorized in writing by the applicant.

B. By-Law Wetlands Permit. The applicant for a by-law wetlands permit shall have the burden of proving by a preponderance of the credible evidence that the work proposed in the by-law permit application will not have significant or cumulative effects upon the resource area values protected by this by-law. Failure to provide adequate evidence to the Commission supporting this burden shall be sufficient cause for the Commission to deny a permit. If the Commission, after a public hearing, determines that the activities that are subject to the by-law wetlands permit application or the land and water uses, which will result there from, are likely to have significant or cumulative effects upon the wetland resource area values protected by this by-law, the Commission shall deny a by-law

wetlands permit for the activities requested or issue a by-law wetlands permit that protects the wetland resource area values enumerated in this by-law and those that may be found by the Commission.

(1) Where no conditions are adequate to protect those wetland resource values, the Commission shall deny a permit for failure to meet the requirements of this by-law. The Commission may also deny a permit for failure to submit necessary information and plans requested by the Commission; for failure to meet the design specifications, performance standards, and other requirements in the regulations of the Commission; or for failure to avoid or prevent significant or cumulative effects upon the resource area values protected by this by-law.

(2) If it issues a by-law wetlands permit, the Commission shall impose conditions that the Commission deems necessary or desirable to protect those values, and all activities shall be done in accordance with those conditions.

(a) In establishing those conditions, the commission shall take into account the cumulative adverse effects of loss, degradation, isolation, and replication of protected wetland resource areas and their buffer zones throughout the relevant watershed area, resulting from past activities, permitted and exempt, and foreseeable future activities.

(b) To prevent wetlands loss, the Commission shall require applicants to avoid wetlands alteration wherever feasible; shall minimize wetlands alteration; and, where alteration is unavoidable, shall require full mitigation. The Commission may authorize or require replication of wetlands as a form of mitigation, but only with adequate security, professional design, and monitoring to assure success, because of the high likelihood of failure of replication.

8. POST DECISION PROCESS

8.1 Recording in Registry of Deeds. No work proposed in any request or application shall be undertaken until the determination, confirmation of by-law wetland resource area boundary, or by-law wetlands permit issued by the Commission with respect to such work has been recorded in the registry of deeds or, if the land affected is registered land, in the registry section of the land court for the district wherein

the land lies, and until the holder of the permit certifies in writing to the commission that the document has been recorded.

8.2 Amendment, Revocation or Expiration of a Determination, Confirmation or Permit under the By-Law

A. An amendment to a determination, confirmation or permit issued under this by-law shall be in accordance with the Act.

B. A by-law determination or by-law wetland resource area boundary confirmation shall expire three (3) years from the date of issuance.

C. A by-law wetlands permit shall expire three years from the date of issuance. Notwithstanding the above, the Commission in its discretion may issue a permit expiring five years from the date of issuance for recurring or continuous maintenance work, provided that annual notification of time and location of work is given to the Commission.

(1) Any by-law wetlands permit may be renewed once for an additional one-year period, provided that a request for a renewal is received in writing by the Commission before expiration.

(2) Notwithstanding the above, a by-law wetlands permit may identify requirements that shall be enforceable for a stated number of years, indefinitely, or until permanent protection is in place and shall apply to all owners of the land.

D. For good cause the Commission may revoke any by-law determination, confirmation of by-law wetland resource area boundary, by-law wetlands permit, or other permit, order, determination, or other decision issued under this by-law after notice to the holder of the issued document, the public, abutters and certain town boards and a public hearing

8.3 Certificate of Compliance. Upon request by the landowner or holder of a by-law wetlands permit, the Commission may issue a certificate of compliance. The Commission shall record on the certificate all conditions that shall remain in effect. Said certificate shall be recorded in the registry of deeds or, if the land affected is registered land, in the registry section of the land court for the district wherein the land lies.

9. APPEAL FROM DECISION OF CONSERVATION COMMISSION

A decision of the Commission may be appealed to the superior court in accordance with applicable law.

10. REGULATIONS PROMULGATION BY CONSERVATION COMMISSION

After public notice and public hearing, the Commission shall promulgate rules and regulations to effectuate the purposes of this by-law, effective when voted by the Commission and filed with the Town Clerk. Failure by the Commission to promulgate such rules and regulations or a legal declaration of their invalidity by a court of law shall not act to suspend or invalidate the effect of this by-law. At a

minimum, these regulations shall define essential terms in this by-law not inconsistent with the by-law, and procedures governing the amount and filing of fees and the deposit of such fees in a revolving fund as may be established by Town Meeting vote.

11. SECURITY

As part of a permit issued under this by-law, in addition to any security required by any other municipal or state board, agency, or official, the Commission may require that the performance and observance of the conditions imposed there under, including conditions requiring mitigation work, be secured wholly or in part by one or more of the methods described below;

11.1 Financial Assurance Mechanisms. By a proper bond or deposit of money or negotiable securities or other undertaking of financial responsibility sufficient in the opinion of the Commission, to be released in whole or in part upon issuance of a Certificate of compliance for work performed pursuant to the permit.

11.2 Restrictions on Property. By accepting a conservation restriction, easement, or other covenant enforceable in a court of law, executed and duly recorded by the owner of record, running with the land to the benefit of the Town of Billerica whereby the permit conditions shall be performed and observed before any lot may be conveyed other than by mortgage deed. This method shall be used only with the consent of the applicant.

The Finance Committee recommended the article.

The Conservation Commission moved to amend Section 2.1.A (1) by deleting the words "of any size" following the word "pond" in the first sentence. Seconded. The amendment CARRIED.

The Conservation Commission moved to delete Section 5.4 in its entirety and to re-number Section 5.5 as Section 5.4. Seconded. The amendment CARRIED.

The Conservation Commission moved to delete the words "non-criminal citations under Mass. Gen. Laws, ch. 40, subsection 21D" from Section 2.2C. Seconded. The amendment CARRIED.

The Conservation Commission moved to delete Section 2.2E in its entirety and re-number Section 2.2.F as Section 2.2E. Seconded. The amendment CARRIED.

The Conservation Commission moved to amend the definition of the word "Alter" in Section 4.2 by inserting the words "and vegetation" after the words "structures". Seconded. The amendment CARRIED.

The Conservation Commission moved to amend Section 5.5 "Riverfront Area" (this section was re-numbered 5.4 in the previous amendment that deleted Ponds), at Section 5.5.B by deleting the words "or the buffer zone" after the words "within the two hundred-foot area". Seconded. The amendment CARRIED.

The Conservation Commission moved to amend Section 5.7 "Vernal Pool Habitat" by deleting it in its entirety. Seconded. The amendment CARRIED

James Miller, Conservation Commission Chairman, gave a detailed explanation of the proposed by-law. This by-law allows more protection for the residents. The Commission may require a bond to ensure the proper performance and decisions of the Board may be appealed to Superior Court. This by-law is consistent with by-laws accepted by other communities.

The Rules Committee recommended this article.

Discussion both for and against ensued for about an hour. Rep. Cavicchio moved the question. Seconded. With ninety-nine (99) voting in favor and fifty-three (53) opposed, the motion LOST and debate continued at length.

Rep. Dampolo moved to table this Article. Seconded. With thirty-four (34) in favor and ninety-two (92) opposed, the motion LOST.

Rep. Morris moved the question. Seconded. The motion to end debate CARRIED unanimously.

The motion as amended was put to a rising vote. With one hundred eight (108) in favor and forty-five (45) opposed, the motion CARRIED.

ARTICLE 30

It was moved and seconded to amend Article 6, Section 13E of the General By-Laws by deleting the words "not less than" so the section will read:
Any person or owner of land found to be in violation of this By-Law shall pay a fine of one hundred ($100.00) dollars per violation. Each day that such violation continues shall constitute a separate offense.

The Finance Committee concurred. The Rules Committee concurred.

The motion as presented CARRIED.

ARTICLE 31

It was moved and seconded to amend Article XVIII, Section 2 of the General By-Laws by adding the following words to the third sentence between the words "right" and "findings":

> "to intervene in any hearing conducted with respect to such license denial, revocation or suspension. Any" so that the sentence will read "the Tax Collector shall have the right to intervene in any hearing conducted with respect to such license denial, revocation or suspension. Any findings made by the licensing …..".

The Finance Committee concurred. The Rules Committee concurred.

The motion as presented CARRIED.

ARTICLE 32

It was moved and seconded to amend Article XVIII, Section 6 of the General By-Laws by adding the following to the end of the last sentence in paragraph 3:

"in accordance with Massachusetts General Law."

The Finance Committee concurred. The Rules Committee concurred.

The motion as presented CARRIED.

ARTICLE 33

It was moved and seconded to amend Article XX, Section 5 of the General By-Laws by deleting part B as follows:

(b) Revocation of all building permits pertaining to such development until the violations have been eliminated.

The Finance Committee concurred. Rules Committee concurred.

The motion as presented CARRIED.

ARTICLE 34

It was moved and seconded to amend Article 2,Section 13 of the General By-laws and change the name of the "Handicapped Commission" to "The Commission on Disability"

Finance Committee concurred. The Rules Committee concurred.

The motion as presented CARRIED.

ARTICLE 35

It was moved and seconded to reconsider Article 35. The motion to reconsider LOST.

ARTICLE 38

Petitioner Gilbert Moreira spoke on the Article and then moved to dismiss Article 38. Seconded. The motion to dismiss CARRIED.

ARTICLE 39

Petitioner Gilbert Moreira spoke on the Article and then moved to dismiss Article 39, Seconded. The motion to dismiss CARRIED.

ARTICLE 41

It was moved and seconded to establish a Growth Policy Committee as printed in the Warrant and inserting the words "1-appointed by the Planning Board" to the third paragraph.

The Finance Committee did not recommend. The Rules Committee recommended.

Rep. Coppinger stated that this would be a duplication of the Master Plan Oversight Committee.

Rep. Dampolo moved the question. Seconded. The motion to end debate CARRIED unanimously.

The motion as presented LOST.

ARTICLE 42

It was moved and seconded to amend the General By-Laws, Article 16 by deleting subsections 2, 3, 4, 5, 6, and 7 as written in the Warrant.

The Finance Committee did not recommend. The Rules Committee did not recommend.

James Perry was allowed forward to speak on the article.

Both Police Chief Daniel Rosa and School Superintendent Calabrese urged the Body to keep this by-law. This allows the police to remove persons from parks, playgrounds, cemeteries, etc. at night.

Rep. Dampolo moved the question. Seconded. The motion to end debate CARRIED.

The motion as presented LOST.

Deputy Moderator Moreira moved to ratify and affirm all action taken at the 2002 Fall Town Meeting. Seconded. The motion CARRIED unanimously.

It was moved, seconded and VOTED to adjourn the Fall Town Meeting. The 2002 Annual Fall Town Meeting stood dissolved at 10:20 p.m.

A True Copy
Shirley E. Schult, CMC, CMMC, Town Clerk

WARRANT FOR ANNUAL TOWN ELECTION

Middlesex, ss
To Any Constable in the Town of Billerica:

Greetings:

You are hereby authorized and required to notify and warn the inhabitants of said Town of Billerica, qualified by law, to vote in Elections and Town Affairs, to meet at the Parker School, Billerica Center; Solomon Gunther Hajjar School, North Billerica; Ditson School, Pinehurst, Eugene C. Vining School, Nutting Lake; John F. Kennedy School, East Billerica and the Dutile School, West Billerica at 10:00 A.M., Saturday, April 5, 2003, to bring in their votes on one ballot for the following Town Officers:

One member of the Board of Selectmen, One Moderator, Two members of the Planning Board, One member of the School Committee and One member of the Regional Vocational School District Committee, all for three years.

Also for the election of Seven (7) Town Meeting Members for Precinct One; Seven (7) Town Meeting Members for Precinct Two; Seven (7) Town Meeting Members for Precinct Three; Seven (7) Town Meeting Members for Precinct Four; Seven (7) Town Meeting Members for Precinct Five; Seven (7) Town Meeting Members for Precinct Six; Seven (7) Town Meeting Members for Precinct Seven; Seven (7) Town Meeting Members for Precinct Eight; Seven (7) Town Meeting Members for Precinct Nine; Seven (7) Town Meeting Members for Precinct Ten; Seven (7) Town Meeting Members for Precinct Eleven, all for three years.

Five (5) Town Meeting Members for an unexpired term of two years and Four (4) Town Meeting Members for an unexpired term of one year for Precinct One; Two (2) Town Meeting Members for an unexpired term of two years and One (1) Town Meeting Member for an unexpired term of one year for Precinct Three; One (1) Town Meeting Member for an unexpired term of two years for Precinct Four; Two (2) Town Meeting Members for an unexpired two year term and One (1) Town Meeting Member for an unexpired one year term for Precinct Five; One (1) Town Meeting Member for an unexpired two year term and One (1) Town Meeting Member for an unexpired one year term for Precinct Six; One (1) Town Meeting Member for an unexpired one year term for Precinct Seven; Three (3) Town Meeting Members for an unexpired two year term and Two (2) Town Meeting Members for an unexpired one year term for Precinct Eight; Three (3) Town Meeting Members for an unexpired two year term and Four (4) Town Meeting Members for an unexpired one year term for Precinct Nine; Two (2) Town Meeting Members for an unexpired two year term and Two (2) Town Meeting Members for an unexpired one year term for Precinct Ten; One (1) Town Meeting Member for an unexpired two year term for Precinct Eleven.

And you are hereby directed to serve this Warrant by posting true and attested copies thereof, one copy at the East Billerica Fire Station; one copy at the Ninety-Nine Restaurant, Lexington Road; one copy at the Billerica Walk-In Medical Center on

Boston Road; one copy at the Nutting Lake Post Office; one copy at the North Billerica Post Office; one copy at the West Billerica Fire Station, Nashua Road; one copy at DeMoulas Market Basket, Towne Plaza, Boston Road; one copy at the Center Post Office, Boston Road, one copy at the Pinehurst Fire Station; one copy at the North Billerica Fire Station; one copy at the Town Hall, Boston Road; one copy at the Billerica Police Department, one copy at the Billerica Public Library; one copy at the Belly Buster Restaurant, 306 Boston Road and one copy at the Pinehurst Post Office.

Given under our hands this sixth day of February, 2003.

S/James F. O'Donnell
James F. O'Donnell, Jr., Chairman

S/Francis M. Fraine
Francis "Fraz" Fraine, Vice-Chairman

S. Robert M. Correnti
Robert M. Correnti, Secretary

S/Michael S. Rosa
Michael S. Rosa

S/Ellen Day Rawlings
Ellen Day Rawlings

BOARD OF SELECTMEN

A True Copy
S/Al Melaragni, Constable, Town of Billerica

ELECTION RESULTS - ANNUAL TOWN ELECTION - BILLERICA, MASSACHUSETTS - APRIL 5, 2003												
	Pct.1	Pct.2	Pct.3	Pct.4	Pct.5	Pct.6	Pct.7	Pct.8	Pct.9	Pct.10	Prt.11	Total
SELECTMAN - 3-Year Term - Vote 1												
*JAMES F. O'DONNELL, JR.	142	228	160	156	165	155	96	158	158	133	150	1701
EDWARD J. HURD	125	179	175	127	159	79	156	156	105	189	148	1598
SCATTERINGS	0	0	1	1	1	0	0	3	3	0	1	10
BLANKS	5	7	6	1	4	7	1	1	8	4	7	51
Total Votes	272	414	342	285	329	241	253	318	274	326	306	3360
MODERATOR - 3-Year Term - Vote 1												
JOHN W. MORRIS	111	182	143	106	140	106	81	115	93	114	129	1320
*MAUREEN M. SULLIVAN	148	227	189	169	184	126	170	201	173	208	171	1966
SCATTERINGS	0	0	0	1	0	0	0	0	1	0	1	3
BLANKS	13	5	10	9	5	9	2	2	7	4	5	71
Total Votes	272	414	342	285	329	241	253	318	274	326	306	3360
PLANNING BOARD - 3-Year Term Vote 2												
*SALVAORE PASCIUTO, JR	159	257	204	189	188	155	142	188	172	205	166	2025
PIERRE J. ALLAIN	46	88	67	54	61	57	52	63	50	68	48	654
STEPHEN B. RYDER	39	71	81	60	82	32	60	87	54	73	67	706
*EDWARD R. MCLAUGHLIN	145	211	146	134	133	136	129	158	127	141	182	1642
SCATTERINGS	0	2	0	2	0	0	1	3	2	2	4	16
BLANKS	155	199	186	131	194	102	122	137	143	163	145	1677
Total Votes	544	828	684	570	658	482	506	636	548	652	612	6720

	Pct.1	Pct.2	Pct.3	Pct.4	Pct.5	Pct.6	Pct.7	Pct.8	Pct.9	Pct.10	Prt.11	Total
SCHOOL COMMITTEE - 3-Year Term -Vote 1												
*ROBERT WESLEY KEOUGH	189	315	248	211	243	170	166	232	197	240	233	2444
SCATTERINGS	0	8	1	2	3	0	1	6	1	2	2	26
BLANKS	83	91	93	72	83	71	86	80	76	84	71	890
Total Votes	272	414	342	285	329	241	253	318	274	326	306	3360
REGIONAL VOCATIONAL SCHOOL COMMITTEE MEMBER - 3-Year Term-Vote 1												
BARBARA HAMILTON KEARNS	109	170	141	102	141	106	104	155	112	151	131	1422
*KENNETH L. BUFFUM	142	215	165	160	171	117	127	148	139	166	149	1699
SCATTERINGS	2	3	1	0	1	0	2	0	2	0	3	14
BLANKS	19	26	35	23	16	18	20	15	21	9	23	225
Total Votes	272	414	342	285	329	241	253	318	274	326	306	3360
PCT 1 TOWN MTG MEMBERS - 3 Year Term - Vote 7												
GERALD A. YOUNG, JR.	176											
ROBERT J. BROGAN	176											
RINO MORICONI	169											
LORRAINE LALLY	172											
SCATTERINGS	14											
BLANKS	1197											
Total Votes	1904											

	Pct.1	Pct.2	Pct.3	Pct.4	Pct.5	Pct.6	Pct.7	Pct.8	Pct.9	Pct.10	Prt.11	Total
PCT. 1 TOWN MTG MEMBERS - Unexpired 2-Year - Vote 5												
TIMOTHY G. KILROY	174											
JOANNE ANDREWS	184											
KATHARINE M. KILROY	170											
SCATTERINGS	4											
BLANKS	828											
Total Votes	1360											
PCT. 1 - TOWN MEETING MEMBERS -Unexpired 1-Year - Vote 4												
KEVIN GILLIGAN	193											
SCATTERINGS	9											
BLANKS	886											
Total Votes	1088											
PCT 2 - TOWN MEETING MEMBERS-3-Year Term-Vote 7												
SANDRA GIROUX		280										
STEPHEN J. WANAMAKER		263										
FRANCIS "FRAZ' FRAINE		280										
ROBERT T. DALZIEL		215										
DONALD E. WILSON		269										
JAMES CHRISTIAN PERRY		195										
ALAN RAMOS		267										
EDWARD J. GIROUX		246										
SCATTERINGS		12										
BLANKS		871										
Total Votes		2898										

	Pct.1	Pct.2	Pct.3	Pct.4	Pct.5	Pct.6	Pct.7	Pct.8	Pct.9	Pct.10	Prt.11	Total
PCT 3 - TOWN MEETING MEMBERS-3-Year Term-Vote 7												
J. CHRISTOPHER CANADAS			212									
LAWRENCE R. NORMAN			216									
LISA L. FUDGE			215									
ROBERT J. DUFFETT			32									
MARY E. LAUNDRY			32									
LUKE M. MAYNARD			35									
THOMAS P. SHAMSHAK			30									
SCATTERINGS			14									
BLANKS			1608									
Total Votes			2394									
PCT 3 - TOWN MEETING MEMBERS - Unexpired - 2-Years - Vote 2												
MARYANNE J. PERRY			230									
DONALD R. BEARS			227									
SCATTERINGS			10									
BLANKS			217									
Total Votes			684									
PCT 3 - TOWN MEETING MEMBERS – Unexpired -1Year-Vote 1												
SCATTERINGS			26									
BLANKS			316									
Total Votes			342									

	Pct.1	Pct.2	Pct.3	Pct.4	Pct.5	Pct.6	Pct.7	Pct.8	Pct.9	Pct.10	Prt.11	Total
PCT 4 - TOWN MEETING MEMBERS-3-Year Term-Vote 7												
DOUGLAS W. FOGERTY				189								
ROBERT D. KILLEEN				185								
TED CLARK				184								
LAURIE KINSELLA				203								
ROBERT J. FONSECA				199								
ROBERT KINSELLA				193								
VINCENT D. MACDONALD				182								
JANE SHANLEY				7								
SCATTERINGS				11								
BLANKS				642								
Total Votes				1995								
PCT 4 - TOWN MEETING MEMBER - Unexpired 2-Years - Vote 1												
RONALD R. DESMARAIS, JR.				203								
SCATTERINGS				6								
BLANKS				76								
Total Votes				285								
PCT 5 - TOWN MEETING MEMBERS 3-Year Term -Vote 7												
RONALD J. DIORIO					204							
JOHN RIPA					206							
MARION C. KEOUGH					216							
BRENDA J. O'DONNELL					219							
MARK FARMER					214							
JOEL WILLIAMS					213							

	Pct.1	Pct.2	Pct.3	Pct.4	Pct.5	Pct.6	Pct.7	Pct.8	Pct.9	Pct.10	Prt.11	Total
DIANE HADLEY					25							
SCATTERINGS					20							
BLANKS					986							
Total Votes					2303							
PCT 5 - TOWN MEETING MEMBERS - Unexpired - 2-Year - Vote 2												
ALICE P. HOUGHTON					227							
SHEILA R. SARTELL					231							
SCATTERINGS					1							
BLANKS					199							
Total Votes					658							
PCT. 5 - TOWN MEETING MEMBER - Unexpired 1-Year - Vote 1												
WILLIAM HADLEY					19							
SCATTERINGS					25							
BLANKS					285							
Total Votes					329							
PCT 6 - TOWN MEETING MEMBERS - 3-Year Term - Vote 7												
JOSEPH A. MASTRULLO						156						
RICHARD D. TRACEY, JR.						146						
MARGARET M. NEWHALL-PRIDEMORE						148						
ROSEMARY E. SAVIANO						156						

	Pct.1	Pct.2	Pct.3	Pct.4	Pct.5	Pct.6	Pct.7	Pct.8	Pct.9	Pct.10	Prt.11	Total
PAULINE M. BROWNE						157						
MICHAEL W. CONANT, JR.						142						
JEAN-PAUL DURAND						135						
SCATTERINGS						11						
BLANKS						636						
Total Votes						1687						
PCT 6 - TOWN MEETING MEMBER - Unexpired 2 years - Vote 1												
SCATTERINGS						20						
BLANKS						221						
Total Votes						241						
PCT 6 - TOWN MEETING MEMBER - Unexpired 1-Year - Vote 1												
FREDERICK LIBERATORE						155						
SCATTERINGS						4						
BLANKS						82						
Total Votes						241						
PCT 7 TOWN MEETING MEMBERS 3-Year Term Vote 7												
ROBERT A. PATTEN, III							166					
FRANK J. RUGGERI							175					
RALPH J. MCKENNA							187					
JOSEPH SHARROCK							183					
JOHN F. HEALEY							183					
THOMAS W. WOODFORD							176					

	Pct.1	Pct.2	Pct.3	Pct.4	Pct.5	Pct.6	Pct.7	Pct.8	Pct.9	Pct.10	Prt.11	Total
MARY K. MCBRIDE							171					
SCATTERINGS							2					
BLANKS							528					
Total Votes							1771					
PCT 7 TOWN MEETING MEMBERS - Unexpired 1 Year - Vote 1												
JEANNE LANDERS							183					
SCATTERINGS							0					
BLANKS							70					
Total Votes							253					
PCT 8 - TOWN MEETING MEMBERS 3-Year Term - Vote 7												
BRIAN A. MORGAN								210				
JOSEPH A. GIBELLI, JR.								197				
SCOTT W. WINCHELL								204				
CHARLES FERRERA								191				
SCATTERINGS								15				
BLANKS								1409				
Total Votes								2226				
PCT 8 - TOWN MEETING MEMBERS - Unexpired 2-Year - Vote 3												
KATELYN A. GIOVINO								214				
TESESA M. VIEIRA								208				
SCATTERINGS								2				

	Pct.1	Pct.2	Pct.3	Pct.4	Pct.5	Pct.6	Pct.7	Pct.8	Pct.9	Pct.10	Prt.11	Total
BLANKS								530				
Total Votes								954				
PCT 8 - TOWN MEETING MEMBERS - Unexpired 1-Year - Vote 2												
CHARLES CIANO								233				
SCATTERINGS								3				
BLANKS								400				
Total Votes								636				
PCT 9 - TOWN MEETING MEMBERS - 3-Year Term - Vote 7												
MARC F. LALLY									199			
CHERYL L. LALLY									192			
SCATTERINGS									27			
BLANKS									1500			
Total Votes									1918			
PCT. 9 - TOWN MEETING MEMBERS - Unexpired 2-Year - Vote 3												
SCATTERINGS									7			
BLANKS									815			
Total Votes									822			

	Pct.1	Pct.2	Pct.3	Pct.4	Pct.5	Pct.6	Pct.7	Pct.8	Pct.9	Pct.10	Prt.11	Total
PCT 9 - TOWN MEETING MEMBERS - Unexpired 1-Year - Vote 4												
SCATTERINGS									10			
BLANKS									1086			
Total Votes									1096			
PCT 10 - TOWN MEETING MEMBERS - 3-Year Term - Vote												
JOSEPH L. DEVLIN										225		
WILLIAM H. DESMOND										213		
ANDREW J. BOWEN										218		
ISABELL M. REARDON										228		
MARTIN E. CONWAY										235		
STEVEN J. ADLER										223		
SCATTERINGS										20		
BLANKS										920		
Total Votes										2282		
PCT 10 - TOWN MEETING MEMBERS Unexpired 2-Year - Vote 2												
JOHN LUKE MILLS										232		
SCATTERINGS										6		
BLANKS										414		
Total Votes										652		

	Pct.1	Pct.2	Pct.3	Pct.4	Pct.5	Pct.6	Pct.7	Pct.8	Pct.9	Pct.10	Prt.11	Total
PCT 10 - TOWN MEETING MEMBERS - Unexpired 1-Year - Vote 2												
SCATTERINGS										18		
BLANKS										634		
Total Votes										652		
PCT 11 - TOWN MEETING MEMBERS - 3-Year Term - Vote 7												
RICHARD N. FREEDMAN											164	
BRANDON C. GIARDINA											176	
JAMES DAVID MILLER											186	
EDWARD A. BUNKER											167	
ARTHUR R. TORREY											176	
BRUCE EPPICH											161	
LILLIAN COLBY											178	
DANIEL BURNS											177	
SCATTERINGS											13	
BLANKS											744	
Total Votes											2142	
PCT 11 - TOWN MEETING MEMBERS - 2-Year Unexpired - Vote 1												
DONNA A. AMATO											233	
SCATTERINGS											6	
BLANKS											67	
Total Votes											306	

PRECINCT OFFICERS
TOWN ELECTION – APRIL 5, 2003

PRECINCT ONE
R-Paula C. Baldwin, WARDEN
D-Nancy L. Desmond, CLERK
U-Carol Crozier, DEP. WARDEN
D-Barbara L. Arey, DEP. CLERK
R-Robert Bruce Baldwin, INSPECTOR
D-Ellen Sargent, INSPECTOR
U-Judy Sanborn, DEP. INSPECTOR
U-Dorothy L. O'Brien, DEP. INSPECTOR

PRECINCT TWO
R-Joan McDonald, WARDEN
U-Sandra E. Crandall, CLERK
R-Susan Lorigan, DEP. WARDEN
D-Sandra A. McKenna, DEP. CLERK
R-Reva Dunbar, INSPECTOR
D-June Barbour, INSPECTOR
R-Gilmore Smith, DEP. INSPECTOR
D-Margaret Metivier, DEP. INSPECTOR

PRECINCT THREE
U-Carol A. Ryan, WARDEN
R-Catherine A. Fleurant, CLERK107
D-Ralph Morrison, DEP.WARDEN
R-Edna G. McDewell, DEP. CLERK
U-Beverly Clericuzio, INSPECTOR
U-Harry E. Chronister, INSPECTOR
D-Roy Griffin, DEP. INSPECTOR
R-Joan Kilday, DEP. INSPECTOR

PRECINCT FOUR
D-Dorothy M. Ryan, WARDEN
R-Alan J. Wright, CLERK
D-Marilyn Treanor, DEP. WARDEN
U-Eleanor A. Sievert, DEP. CLERK
D-Doris R. Hanson, INSPECTOR
R-Martha DeWallace, INSPECTOR
D-Mary McBride, DEP. INSPECTOR
D-Eileen Flaherty, DEP. INSPECTOR

PRECINCT FIVE
D-Marie O'Rourke, WARDEN
U-Barbara Brostowin, CLERK
D-Mary F. Bourque, DEP. WARDEN
U-Mary A. Wilson, DEP. CLERK
U-Alfred Pearson Jr., INSPECTOR
R-Shirley A. Smith, INSPECTOR
U-Audrey Rose, DEP. INSPECTOR
R-Patricia C. Callahan, DEP.INSPECTOR

PRECINCT SIX
D-Anita Gass, WARDEN
R-Yoshiko A. Wright, CLERK
U-Ellen L. Bordieri, DEP. WARDEN
R-Catherine A. Lawson, DEP. CLERK
U-Jan Aalerud, INSPECTOR
R-Nancy A. Wallin, INSPECTOR
D-Helen G. Gentile, DEP. INSPECTOR
D-Robert H. Norman, DEP. INSPECTOR

PRECINCT SEVEN
R-Rachel L. Goding, WARDEN
U-Dorothy McDewell, CLERK
R-Dorothy L. Pearson, DEP. WARDEN
D-Donald J. Ryan, DEP. CLERK
U-Angela DeMeo, INSPECTOR
D-Margaret Palasek, INSPECTOR
U-Oren D. Hunt, DEP. INSPECTOR
D-Caroline K. Noel, DEP. INSPECTOR

PRECINCT EIGHT
D-JoAnn B. Costedio, WARDEN
R-Alec Ingraham, CLERK
D-Catherine J. Mullen, DEP. WARDEN
U-Patricia Gualtieri, DEP. CLERK
D-Elda L. Medeiros, INSPECTOR
U-Susan A. Hutchinson, INSPECTOR
D-Leo Benjamen, DEP. INSPECTOR
U-Susan M. O'Brien, DEP. INSPECTOR

PRECINCT NINE
R-M. Eileen Cotter, WARDEN
D-A. Kathleen Revane, CLERK
R-Bessie M. Bacon, DEP. WARDEN
U-Jean M. Roach, DEP. CLERK
R-Barbara A. Bailey, INSPECTOR
U-Mary J. Sarno, INSPECTOR
R-Nancy M. McIntosh, DEP. INSPECTOR
D-Mary Griffin, DEP. INSPECTOR

PRECINCT TEN
R-Barbara Reinecker, WARDEN
U-James V. Hoyt, Jr., CLERK
R-Earle F. Merrow, DEP. WARDEN
D-Barbara G. Norman, DEP. CLERK
U-Mary A. Pasho, INSPECTOR
D-Delores Ballou, INSPECTOR
U-Jane C. MacIntosh, DEP. INSPECTOR
U-Nicholas Aalerud, DEP INSPECTOR

PRECINCT ELEVEN
U-Dianne S. Bone, WARDEN
U-Lorraine Balboni, CLERK
R-Tina Ryan, DEP. WARDEN
U-Ilona Wronski, DEP. CLERK
D-Frank Wronski, INSPECTOR
U-GoldieD.Coburn, INSPECTOR
U-Albert Balboni, DEP. INSPECTOR
R-Dorothy M. Linton, DEP. INSPECTOR

TOWN MEETING CHECKERS
Lois E. Fayton
Catherine M. Mullen
Margaret Ryan
Joan C. McDonald
Donna M. McCoy

WARRANT FOR 2002 ANNUAL SPRING TOWN MEETING

Middlesex, ss.
To any Constable in the Town of Billerica

Greetings,

You are hereby authorized and requested to notify and warn the inhabitants of said Town of Billerica qualified by law to vote in Elections and Town Affairs, to meet at the Maurice A. Buck Memorial Auditorium, Town Hall, 365 Boston Road, Billerica, MA., Tuesday, May 6, 2003 at 7:30 p.m. and subsequent Thursdays and Tuesdays until all of the business in the Warrant shall have been acted upon, then and there to vote on the following articles:

ARTICLE 1
To see if the Town will vote to fix the compensation of the following six elected officers of the Town and determine any salary increase that shall become effective July 1, 2003.

Selectmen, Chairman - $2,000
Selectmen, Members - $1,800
Town Clerk - $80,299

or act in relation thereto.
Submitted by the Billerica Finance Committee

ARTICLE 2
To see if the Town will vote to hear and act upon the Reports of Town Departments and Officers; or act in relation thereto. Submitted by the Board of Selectmen

ARTICLE 3
To see if the Town will vote to transfer from available funds the sum of $308,000 to fund various FY 2003, budget line items; or act in relation thereto.

Transfer from:	Transfer to:
Debt Service Temporary Borrowing $50,000	Veteran's Benefits
Debt Service Temporary Borrowing $39,000	Water Capital Outlay
Debt Service New Debt Int. $48,000 -	Water Overtime
Debt Service New Debt Int. $16,000	Water Contract Services
Town System wide solid Waste $90,000	Treas./Collector Health Ins.

Submitted by the Town Manager authorized by the Board of Selectmen

ARTICLE 4
To see if the Town will vote to authorize the transfer of $43,250, from the Hallenborg Rink Fund to fund the Rink Debt Service; or act in relation thereto.
Submitted by the Billerica School Committee

ARTICLE 5
To see if the Town will vote to authorize the transfer of $5,000,000, from the Town Stabilization Fund (81524-4000) to fund the Town Debt Service (71070-7150), School Debt Service (30070-7160) and Special Education (30330-5200); or act in relation thereto. Submitted by the Town Manager authorized by the Board of Selectmen and the Billerica School Committee

ARTICLE 6
To see if the Town will vote to adopt, pursuant to Article 5, of the Billerica Home Rule Charter, the following proposed line item budget for fiscal year 2003– 2004 (FY04).

This budget was produced under the direction of the Board of Selectmen and represents a complete financial plan of all Town funds and activities that are subject to appropriation, including the budget as requested by the School Committee (Department Account #300-5100 - #300-5800) and provisions for a Reserve Fund (Account #910-7090) administered by the Finance Committee. The line item budget is arranged to show the actual expenditures for the current year and the proposed budget for the ensuing fiscal year. It is summarized by Town agency, function and/or program including any proposed capital

expenditures. The Town Manager's detailed budget and all explanatory information is available to the Town Meeting Representatives and the general public for inspection in the Town Manager's Office, the public library and the Town Clerk's Office.

The following budget, when considered by the Town Meeting shall first be subject to amendment, if any, as may be proposed by the Finance Committee; or act in relation thereto. Submitted by the Board of Selectmen, Town Manager and Finance Committee

		EXPENDED FY2000	EXPENDED FY2001	EXPENDED FY2002	BUDGET FY2003	DEPT REQ FY2004	TOWN MGR FY2004	FIN COM FY2004
122 - Board of Selectmen								
5110	Personnel	57,364	58,782	59,430	59,912	63,902	63,902	63,902
5190	Contractual Obligations	2,610	2,610	3,393	3,743	3,743	3,743	3,743
5400	Supplies & Expenses	3,921	7,349	1,464	1,700	1,000	1,000	1,000
5200	Contract Services/Leases	8,951	9,026	7,560	8,400	6,720	6,720	6,720
	NMCOG Assessment	9,768	9,769	9,769	10,269	9,389	9,389	9,389
5800	Capital Outlay	1,849	-	-	-	-	-	-
	TOTAL	**84,463**	**87,536**	**81,616**	**84,024**	**84,754**	**84,754**	**84,754**
123 - Town Manager								
5110	Personnel	317,371	234,671	268,019	252,035	254,089	254,089	254,089
5120	Permanent Part Time	3,264	12,924	13,776	14,743	15,392	15,392	15,392
5130	Overtime	-	-	4,746	3,000	3,000	3,000	3,000
5190	Contractual Obligations	6,016	5,220	6,003	6,878	6,878	6,878	6,878
5400	Supplies & Expenses	281	-	11,182	12,800	9,000	9,000	9,000
5200	Contract Services/Leases	1,500	1,394	13,060	1,500	1,000	1,000	1,000
	Comm. Plan./Proj./Tech/Asst.	14,047	33,924	14,146	25,000	8,000	8,000	8,000
	Pensions	1,475	475	-	1,975	475	475	475
	Emp. Medical Exams	15,198	36,436	2,198	30,000	10,000	10,000	10,000
	Prof. Training/Development	3,376	2,957	7,933	10,000	8,000	8,000	8,000
	Town Rep./TM Handout	7,000	7,288	10,140	12,000	12,000	12,000	12,000
	Uniforms/Merit Wage	1,867	2,409	2,191	2,000	2,000	2,000	2,000
	Assessment Center	-	-	11,600	-	-	-	-
	Capital Outlay	-	-	-	-	-	-	-
	TOTAL	**371,394**	**337,698**	**364,994**	**371,931**	**329,834**	**329,834**	**329,834**
125 - Systems Admin.								
5110	Personnel	-	80,625	78,742	88,329	62,783	62,783	62,783
5190	Contractual Obligations					350	350	350
5400	Supplies & Expenses	-	30,636	56,707	57,115	46,845	46,845	46,845
5200	Contract Services/Leases	201,995	126,816	323,676	393,406	356,060	356,060	356,060
5800	Capital Outlay	-	15,664	10,596	5,000	-	-	-
	TOTAL	**201,995**	**253,741**	**469,721**	**543,850**	**466,038**	**466,038**	**466,038**
135 - Town Accountant								
5110	Personnel	161,346	143,454	162,670	171,567	143,342	143,342	143,342
5190	Contractual Obligations	3,112	1,939	700	1,050	700	700	700
5400	Supplies & Expenses	2,321	3,193	2,500	2,500	2,000	2,000	2,000
5200	Contract Services/Leases	1,055	1,237	2,432	3,500	2,000	2,000	2,000
	Town Audit	37,130	39,000	32,000	32,000	35,000	35,000	35,000
5800	Capital Outlay	-	623	-	-	-	-	-
	TOTAL	**204,964**	**189,446**	**200,302**	**210,617**	**183,042**	**183,042**	**183,042**
141 – Assessor								
5110	Personnel	224,594	232,172	242,193	248,110	191,621	191,621	191,621
5120	Permanent Part Time	23,428	23,922	24,426	25,037	25,038	25,038	25,038
5190	Contractual Obligations	10,261	10,238	10,763	12,201	12,353	12,353	12,353
5400	Supplies & Expenses	1,443	1,416	644	3,000	2,400	2,400	2,400
5200	Contract Services/Leases	22,623	19,290	16,130	40,000	57,000	57,000	57,000
5800	Capital Outlay	-	-	-	-	-	-	-
	TOTAL	**282,349**	**287,038**	**294,156**	**328,348**	**288,411**	**288,411**	**288,411**
145 – Treasurer/Collector								
5110	Personnel	464,279	500,632	510,512	532,674	544,457	544,457	544,457
5120	Permanent Part Time	-	18,400	18,860	19,332	19,332	19,332	19,332
5130	Overtime	-	-	-	2,000	2,000	2,000	2,000
5190	Contractual Obligations	11,737	9,926	10,963	12,734	15,572	15,572	15,572
5400	Supplies & Expenses	23,082	26,059	1,300	14,398	17,428	17,427	17,427
5200	Contract Services/Leases	88,122	86,914	78,236	86,922	27,505	27,505	27,505
	Town Health Insurance	1,849,228	2,042,076	2,425,132	2,735,524	3,145,853	3,145,853	3,145,853
	Town Medicare	145,142	163,123	183,855	211,433	217,775	217,775	217,775
5235	Tax Revenue Collection	134,000	54,090	72,518	74,000	74,000	74,000	74,000
5800	Capital Outlay	24,171	-	4,943	-	-	-	-
	TOTAL	**2,739,762**	**2,901,220**	**3,306,319**	**3,689,017**	**4,063,921**	**4,063,921**	**4,063,921**
161 - Town Clerk								
5110	Personnel	179,342	182,157	176,230	186,414	189,414	189,414	189,414
5190	Contractual Obligations	2,927	10,440	7,486	7,836	7,836	7,836	7,836

5400	Supplies & Expenses	330	330	340	675	405	405	405
5200	Contract Services/Leases	1,701	1,390	477	4,155	3,575	3,575	3,575
5800	Capital Outlay	-	8,346	-	-	-	-	-
	TOTAL	**184,300**	**202,663**	**184,533**	**199,080**	**201,230**	**201,230**	**201,230**
192 - Town Hall								
5110	Personnel	30,922	36,150	35,874	37,940	38,085	38,085	38,085
5190	Contractual Obligations	450	300	800	800	800	800	800
5400	Supplies & Expenses	93,627	94,770	97,248	107,773	97,298	97,298	97,298
5400	Custodial Supplies	3,566	4,925	5,359	6,000	4,800	4,800	4,800
5200	Contract Services/Leases	14,326	94	1,059	37,360	25,460	25,460	25,460
	Cleaning Services	-	-	-	5,000	-	-	-
5256	Utilities	84,454	130,859	127,154	127,440	127,440	127,440	127,440
5800	Capital Outlay	21,220	-	-	-	-	-	-
	TOTAL	**248,565**	**267,098**	**267,494**	**322,313**	**293,883**	**293,883**	**293,883**
543 – Veterans Services								
5110	Personnel	89,137	93,461	95,993	98,366	98,743	98,743	98,743
5190	Contractual Obligations	5,452	4,510	5,993	6,039	6,039	6,039	6,039
5400	Supplies & Expenses	1,650	1,750	2,260	2,540	2,540	2,540	2,540
5200	Contract Services/Leases	1,040	1,060	40	1,085	1,085	360	360
5280	Veterans Benefits	237,905	256,331	294,181	270,000	270,000	270,000	270,000
	TOTAL	**335,184**	**357,112**	**398,467**	**378,030**	**378,407**	**377,682**	**377,682**
TOTAL GENERAL GOV'T		**4,652,976**	**4,883,553**	**5,567,602**	**6,127,210**	**6,289,520**	**6,288,794**	**6,288,794**
129 – Cable Advisory Committee								
5120	Permanent Part Time	-	-	-	500	500	-	-
5400	Supplies & Expenses	-	-	-	25	25	-	-
	TOTAL	**-**	**-**	**-**	**525**	**525**	**-**	**-**
131 - Finance Committee								
5120	Permanent Part Time	688	297	297	1,000	1,000	1,000	1,000
5400	Supplies & Expenses	28	-	-	50	50	50	50
5200	Contract Services/Leases	1,720	-	-	1,720	1,520	1,520	1,520
	Reserve Fund	-	-	11,764	50,000	40,000	40,000	40,000
	TOTAL	**2,436**	**297**	**12,061**	**52,770**	**42,570**	**42,570**	**42,570**
163 - Board of Registrars								
5110	Personnel	62,859	62,580	63,390	65,741	67,197	67,197	67,197
5120	Permanent Part Time	-	1,352	3,342	3,584	3,615	3,615	3,615
5130	Overtime	-	-	-	760	518	518	518
5190	Contractual Obligations	3,468	3,304	3,638	3,789	3,789	3,789	3,789
5400	Supplies & Expenses	808	2,796	1,966	8,005	6,275	6,275	6,275
5200	Contract Services/Leases	2,496	2,737	2,576	3,625	3,750	3,750	3,750
5800	Capital Outlay	-	746	-	-	-	-	-
	TOTAL	**69,631**	**73,515**	**74,912**	**85,504**	**85,144**	**85,144**	**85,144**
162 - Election Department								
5120	Permanent Part Time	16,739	29,081	8,795	35,343	22,934	22,934	22,934
5400	Supplies & Expenses	416	1,239	423	1,800	1,200	1,200	1,200
5200	Contract Services/Leases	13,889	22,471	11,231	34,316	25,004	25,004	25,004
5800	Capital Outlay	-	-	17,290	-	-	-	-
	TOTAL	**31,044**	**52,791**	**37,739**	**71,459**	**49,138**	**49,138**	**49,138**
171 – Conservation Commission								
5110	Personnel	60,893	92,210	73,694	97,400	99,431	99,431	99,431
5120	Permanent Part Time	26,622	25,141	26,403	26,902	28,245	27,006	27,006
5190	Contractual Obligations	2,100	3,689	4,237	4,612	5,456	5,106	5,106
5400	Supplies & Expenses	-	110	-	101	80	80	80
5200	Contract Services/Leases	375	790	781	1,030	824	824	824
	Beaver Dam Control	-	15,577	7,500	7,500	7,500	7,500	7,500
5800	Capital Outlay	8,393	2,537	1,089	5,400	-	-	-
	TOTAL	**98,383**	**140,054**	**113,704**	142,945	141,536	139,947	**139,947**
175 - Planning Board								
5110	Personnel	95,863	98,244	100,938	103,491	103,887	103,887	103,887
5120	Permanent Part Time	-	-	-	-	-	-	-
5130	Overtime	2,389	3,435	2,337	2,587	2,587	2,587	2,587
5190	Contractual Obligations	3,254	3,414	4,569	4,956	4,956	4,956	4,956
5400	Supplies & Expenses	227	493	363	575	410	410	410
5200	Contract Services/Leases	554	604	616	950	710	710	710
5800	Capital Outlay	-	-	763	800	-	-	-
	TOTAL	**102,286**	**106,190**	**109,586**	**113,359**	**112,550**	**112,550**	**112,550**
176 - Board of Appeals								
5110	Personnel	39,321	39,004	40,382	41,145	41,303	41,303	41,303
5120	Permanent Part Time	-	295	503	750	750	750	750
5130	Overtime	2,416	2,488	3,028	2,838	2,838	2,838	2,838
5190	Contractual Obligations	2,627	3,229	3,393	3,439	3,439	3,439	3,439
5400	Supplies & Expenses	15	15	15	200	160	160	160
5200	Contract Services/Leases	-	-	250	100	80	80	80
5800	Capital Outlay	-	1,995	-	-	-	-	-
	TOTAL	**44,379**	**47,026**	**47,571**	**48,472**	**48,570**	**48,570**	**48,570**
541 - Council on Aging								
5110	Personnel	97,906	103,280	107,134	116,267	120,798	120,798	120,798
5120	Permanent Part Time	41,126	42,138	43,639	46,827	48,130	48,130	48,130
5190	Contractual Obligations	1,450	1,500	1,500	1,500	2,012	2,012	2,012

5400	Supplies & Expenses	3,800	4,503	4,500	4,500	3,000	3,000	3,000
5200	Contract Services/Leases	11,301	13,182	16,969	15,000	8,000	8,000	8,000
5256	Utilities	177	199	173	700	10,000	5,000	5,000
5800	Capital Outlay	3,900	-	-	-	-	-	-
	TOTAL	**159,661**	**164,802**	**173,915**	**184,794**	**191,940**	**186,940**	**186,940**
561 – Commission on Disabilities								
5400	Supplies & Expenses	-	-	-	-	-	-	-
5200	Contract Services/Leases	2,800	2,000	1,345	1,550	1,000	200	200
	TOTAL	**2,800**	**2,000**	**1,345**	**1,550**	**1,000**	**200**	**200**
563 - Housing Partnership								
5150	Temporary/Seasonal	-	-	-	-	-	-	-
5400	Supplies & Expenses	-	-	-	1,000	1,000	120	120
	TOTAL	**-**	**-**	**-**	**1,000**	**1,000**	**120**	**120**
691 - Historical Commission								
5400	Supplies & Expenses	48	60	77	100	100	100	100
5200	Contract Services/Leases	480	500	500	500	500	380	380
	TOTAL	**528**	**560**	**577**	**600**	**600**	**480**	**480**
TOTAL BOARDS/COMMISSIONS		**511,147**	**587,235**	**571,410**	**702,978**	**674,573**	**665,659**	**665,659**
210 - Police Department								
5110	Personnel	3,192,104	3,262,300	3,380,447	3,696,733	3,708,236	3,708,236	3,708,236
5120	Permanent Part Time	-	-	2,760	-	-	-	-
5130	Overtime	486,235	505,931	544,000	524,160	524,160	524,160	524,160
5190	Contractual Obligations	969,386	1,079,475	1,016,619	1,101,219	1,144,777	1,144,777	1,144,777
5400	Supplies & Expenses	211,772	243,295	226,524	296,503	268,755	268,755	268,755
5200	Contract Services/Leases	97,252	80,086	82,833	106,060	84,250	84,250	84,250
5800	Capital Outlay	215,310	185,862	191,670	162,700	105,964	105,964	105,964
	TOTAL	**5,172,059**	**5,356,949**	**5,444,853**	**5,887,376**	**5,836,142**	**5,836,142**	**5,836,142**
220 - Fire Department								
5110	Personnel	3,346,388	3,500,946	3,770,714	3,983,855	4,025,354	4,025,354	4,025,354
5120	Permanent Part Time	-	-	4,732	10,511	10,932	10,932	10,932
5130	Overtime	574,865	607,749	586,561	675,000	600,000	600,000	600,000
5190	Contractual Obligations	546,377	652,030	648,196	785,641	806,348	806,348	806,348
5400	Supplies & Expenses	115,444	147,024	143,440	155,950	155,950	155,950	155,950
5200	Contract Services/Leases	266,022	168,450	92,449	99,887	91,955	91,955	91,955
5256	Utilities	51,105	53,205	57,027	60,000	62,340	62,340	62,340
5800	Capital Outlay	99,490	63,992	61,171	56,900	-	-	-
	TOTAL	**4,999,691**	**5,193,396**	**5,364,290**	**5,827,744**	**5,752,879**	**5,752,879**	**5,752,879**
231 – Ambulance								
5110	Personnel	324,316	369,570	384,174	391,479	394,295	394,295	394,295
5120	Permanent Part Time	3,989	3,598	5,000	15,000	15,000	15,000	15,000
5130	Overtime	69,008	78,707	80,182	103,800	103,800	103,800	103,800
5190	Contractual Obligations	44,035	47,258	45,118	49,647	48,529	48,529	48,529
5400	Supplies & Expenses	31,177	37,930	35,500	42,367	37,544	37,544	37,544
5200	Contract Services/Leases	4,474	4,431	4,593	9,953	9,953	9,953	9,953
5800	Capital Outlay	-	-	-	-	-	-	-
	TOTAL	**476,999**	**541,494**	**554,567**	**612,246**	**609,121**	**609,121**	**609,121**
291 – Emergency Management								
5110	Personnel	8,382	8,574	8,806	9,027	9,027	9,027	9,027
5400	Supplies & Expenses	16,452	16,592	14,322	15,500	15,500	3,000	3,000
5800	Capital Outlay	7,600	-	3,790	-	-	-	-
	TOTAL	**32,434**	**25,166**	**26,918**	**24,527**	**24,527**	**12,027**	**12,027**
292 - Dog Officer								
5110	Personnel	38,111	38,471	41,021	33,818	35,227	35,227	35,227
5120	Permanent Part Time	12,749	14,935	15,190	15,190	15,190	15,190	15,190
5130	Overtime	-	335	-	-	-	-	-
5190	Contractual Obligations	-	-	-	-	-	-	-
5400	Supplies & Expenses	1,328	1,456	1,700	1,700	1,360	1,360	1,360
5200	Contract Services/Leases	1,742	1,932	2,555	2,555	2,044	2,044	2,044
5256	Utilities	2,399	3,040	3,241	3,550	2,840	2,840	2,840
5800	Capital Outlay	-	-	-	-	-	-	-
	TOTAL	**56,329**	**60,169**	**63,707**	**56,813**	**56,661**	**56,661**	**56,661**
TOTAL PUBLIC SAFETY		**10,737,512**	**11,177,174**	**11,454,335**	**12,408,706**	**12,279,330**	**12,266,830**	**12,266,830**
241 - Building Department								
5110	Personnel	368,123	391,597	410,070	425,017	430,206	430,206	430,206
5130	Overtime	-	-	-	-	-	-	-
5150	Temporary/Seasonal	11,794	4,423	3,746	5,000	5,000	5,000	5,000
5190	Contractual Obligations	10,937	8,386	8,506	11,045	12,195	12,195	12,195
5400	Supplies & Expenses	4,885	7,623	7,116	8,986	6,950	6,950	6,950
5200	Contract Services/Leases	27,702	15,334	14,755	28,125	19,025	19,025	19,025
5800	Capital Outlay	4,872	3,535	11,713	24,000	-	-	-
	TOTAL	**428,313**	**430,898**	**455,906**	**502,173**	**473,376**	**473,376**	**473,376**
244 - Sealer Weights and Measures								
5120	Permanent Part Time	4,763	4,893	5,015	5,141	-	-	-
5400	Supplies & Expenses	34	-	17	320	350	350	350
5200	Contract Services/Leases	-	-	-	1,170	6,000	6,000	6,000
	TOTAL	**4,797**	**4,893**	**5,032**	**6,631**	**6,350**	**6,350**	**6,350**
TOTAL-BUILDING/INSPECTION		433,110	435,791	460,938	508,804	479,726	479,726	479,726

510 - Board of Health								
5110	Personnel	217,467	225,030	237,053	249,687	248,476	248,476	248,476
5120	Permanent Part Time	49,290	52,736	46,672	47,996	55,344	55,344	55,344
5130	Overtime	-	-	919	974	4,411	4,411	4,411
5190	Contractual Obligations	14,164	15,816	11,816	14,628	15,349	15,349	15,349
5400	Supplies & Expenses	3,014	2,932	3,629	3,650	2,920	2,920	2,920
5200	Contract Services/Leases	15,813	14,753	18,832	18,856	12,856	12,856	12,856
5800	Capital Outlay	400	-	6,249	-	-	-	-
	TOTAL	**300,148**	**311,267**	**325,170**	**335,791**	**339,356**	**339,356**	**339,356**
TOTAL BOARD OF HEALTH		**300,148**	**311,267**	**325,170**	**335,791**	**339,356**	**339,356**	**339,356**
410 – Engineering								
5110	Personnel	182,755	306,529	325,178	365,349	372,032	372,032	372,032
5130	Overtime	7,255	9,830	21,075	16,300	16,300	16,300	16,300
5190	Contractual Obligations	2,550	4,450	4,578	4,950	4,950	4,950	4,950
5400	Supplies & Expenses	6,507	6,970	6,997	10,000	8,000	8,000	8,000
5200	Contract Services/Leases	2,956	2,981	2,952	7,000	5,600	5,600	5,600
5800	Capital Outlay	15,000	11,537	20,913	34,300	-	-	-
	TOTAL	**217,024**	**342,297**	**381,693**	**437,899**	**406,882**	**406,882**	**406,882**
421 – Public Works Administration								
5110	Personnel	306,861	325,826	338,377	373,387	340,727	340,727	340,727
5120	Permanent Part Time	-	20,273	8,110	-	-	-	-
5130	Overtime	500	600	591	600	600	600	600
5190	Contractual Obligations	12,795	17,735	17,955	15,562	14,311	14,311	14,311
5400	Supplies & Expenses	2,500	2,450	2,500	2,500	2,000	2,000	2,000
5200	Contract Services/Leases	12,771	19,426	21,200	14,500	14,500	14,500	14,500
5800	Capital Outlay	5,909	-	-	-	-	-	-
	TOTAL	**341,336**	**386,310**	**388,733**	**406,549**	**372,138**	**372,138**	**372,138**
422 – Highway Department								
5110	Personnel	665,434	630,161	718,738	872,795	874,579	874,579	874,579
5130	Overtime Regular	76,405	80,396	71,919	60,000	60,000	60,000	60,000
5150	Temporary/Seasonal	18,870	24,847	24,790	51,480	18,720	-	-
5190	Contractual Obligations	14,506	13,860	11,653	14,925	16,265	16,265	16,265
5400	Supplies & Expenses	309,004	338,982	336,851	340,400	280,000	280,000	280,000
5200	Contract Services/Leases	132,977	214,004	197,092	140,000	112,000	112,000	112,000
5256	Utilities	9,140	12,000	7,944	12,000	12,000	10,000	10,000
5800	Capital Outlay	-	-	71,020	20,000	-	-	-
	TOTAL	**1,226,336**	**1,314,250**	**1,440,007**	**1,511,600**	**1,373,564**	**1,352,844**	**1,352,844**
Snow and Ice								
5131	Snow Overtime	90,322	277,695	96,234	70,000	70,000	70,000	70,000
5278	Snow and Sand Expenses	333,781	967,715	334,796	350,000	350,000	350,000	350,000
	TOTAL	**424,103**	**1,245,410**	**431,030**	**420,000**	**420,000**	**420,000**	**420,000**
441 – Sewer Department								
5110	Personnel	716,086	809,658	854,914	883,462	890,143	890,143	890,143
5150	Temporary/Seasonal	6,223	6,796	4,320	7,920	7,920	-	-
5130	Overtime	90,380	113,100	89,740	91,535	91,535	91,535	91,535
5190	Contractual Obligations	33,721	36,524	36,373	38,910	38,970	38,970	38,970
5400	Supplies & Expenses	403,677	391,821	432,681	420,700	395,700	395,700	395,700
5200	Contract Services/Leases	296,332	310,666	325,537	365,000	277,000	277,000	277,000
5256	Utilities	282,446	299,100	303,420	330,000	330,000	330,000	330,000
5800	Capital Outlay	-	-	11,875	49,000	-	-	-
	TOTAL	**1,828,865**	**1,967,665**	**2,058,860**	**2,186,527**	**2,031,268**	**2,023,348**	**2,023,348**
450 – Water Division								
5110	Personnel	889,943	892,337	888,758	1,001,934	999,844	999,844	999,844
5120	Permanent Part Time	23,147	23,726	25,779	26,511	26,613	26,613	26,613
5130	Overtime	152,435	150,132	265,380	179,520	179,520	179,520	179,520
5132	Flushing Program	37,912	38,627	61,596	45,900	45,900	45,900	45,900
5190	Contractual Obligations	51,326	30,238	35,355	38,315	36,540	36,540	36,540
5400	Supplies & Expenses	489,800	498,680	578,273	535,000	509,046	509,046	509,046
5200	Contract Services/Leases	112,077	120,648	131,863	160,000	128,000	128,000	128,000
5256	Utilities	326,004	360,360	432,617	385,000	385,000	385,000	385,000
5800	Capital Outlay	24,500	10,000	6,000	25,000	-	-	-
	TOTAL	**2,107,144**	**2,124,748**	**2,425,621**	**2,397,180**	**2,310,463**	**2,310,463**	**2,310,463**
491 – Cemetery Parks/Trees								
5110	Personnel	262,204	317,157	403,610	412,727	415,280	415,280	415,280
5120	Permanent Part Time	56,569	15,232	19,899	37,660	37,660	-	-
5130	Overtime	46,766	61,722	58,626	58,415	58,415	58,415	58,415
5190	Contractual Obligations	10,453	9,788	7,470	7,950	7,850	7,850	7,850
5400	Supplies & Expenses	29,273	27,687	50,408	50,410	40,328	40,328	40,328
	Mosquito Control	-	20,000	11,591	12,000	12,000	12,000	12,000
5200	Contract Services/Leases	30,479	15,690	19,386	17,680	14,144	14,144	14,144
5256	Utilities	4,548	4,989	4,758	6,000	6,000	6,000	6,000
5800	Capital Outlay	14,274	12,967	10,020	17,700	-	-	-
5100	Perpetual Care	(45,000)	(11,169)	(45,000)	(45,000)	(45,000)	(45,000)	(45,000)
	TOTAL	**409,566**	**474,063**	**540,769**	**575,542**	**546,677**	**509,017**	**509,017**
TOTAL PUBLIC WORKS		**6,554,374**	**7,854,743**	**7,666,713**	**7,935,297**	**7,460,991**	**7,394,691**	**7,394,691**
300 – Billerica Public Schools								
5160	Professional Salaries	29,791,233	31,286,015	32,926,760	34,970,572	43,873,954	43,873,954	43,873,954
5170	Clerical Salaries							

5180	Other Salaries							
5400	Supplies & Expenses	1,117,093	1,759,928	1,180,028	1,373,483	5,213,904	5,213,904	5,213,904
5200	Contract Services/Leases	6,350,732	6,789,738	8,063,550	7,320,297			
5256	Utilities	813,848	820,743	1,017,949	1,198,536			
	Building Insurance	62,131	62,502	89,806	120,000			
	Workers Compensation	201,511	222,195	266,758	330,000			
	Group Health Insurance	2,354,844	2,424,438	2,901,403	3,295,076			
	Unemployment Insurance	3,267	11,767	19,045	25,000			
	Medicare	167,600	189,294	208,692	236,000			
	Debt Principal	420,500	360,000	200,000	200,000			
	Debt Interest	63,039	44,455	30,900	20,800			
	Temporary Borrowing	69,176	462,410	845,430	696,049			
5800	Capital Outlay	68,032	79,839	34,711	59,188			
	TOTAL	**41,483,005**	**44,513,324**	**47,785,032**	**49,845,001**	**49,087,858**	**49,087,858**	**49,087,858**
310 - Shawsheen Technical School								
5300	Operating Costs	4,066,097	4,423,858	4,866,360	**5,168,094**	**5,864,070**	**5,502,094**	5,502,094
5800	Capital Outlay	208,571	213,655	-	-	-	-	-
	TOTAL	**4,274,668**	**4,637,513**	**4,866,360**	**5,168,094**	**5,864,070**	**5,502,094**	**5,502,094**
TOTAL PUBLIC SCHOOL		**45,757,673**	**49,150,837**	**52,651,392**	**55,013,095**	**54,951,928**	**54,589,952**	**54,589,952**
610 - Public Library								
5110	Personnel	252,296	272,634	308,925	327,749	337,857	337,857	337,857
5120	Permanent Part Time	254,896	380,924	380,891	405,367	411,011	387,358	387,358
5190	Contractual Obligations	14,583	12,981	14,338	13,919	14,350	14,350	14,350
5400	Supplies & Expenses	112,832	128,926	138,942	151,100	133,206	133,206	133,206
5200	Contract Services/Leases	28,293	38,043	40,260	44,105	48,805	48,805	48,805
	Cleaning Service	13,392	16,200	16,500	17,000	17,000	17,000	17,000
5256	Utilities	52,423	60,048	64,249	81,400	65,500	65,500	65,500
5800	Capital Outlay	111,999	-	-	4,500	-	-	-
	TOTAL	**840,714**	**909,756**	**964,105**	**1,045,140**	**1,027,728**	**1,004,075**	**1,004,075**
TOTAL PUBLIC LIBRARY		**840,714**	**909,756**	**964,105**	**1,045,140**	**1,027,728**	**1,004,075**	**1,004,075**
630 - Recreation Department								
5110	Personnel	102,217	106,802	132,516	152,202	153,972	153,972	153,972
5120	Permanent Part Time	54,666	63,221	68,000	68,000	68,000	68,000	68,000
5190	Contractual Obligations	1,150	3,250	3,750	4,100	4,100	4,100	4,100
5400	Supplies & Expenses	19,981	24,845	16,843	16,100	12,100	12,100	12,100
	Warrant Articles	-	-	-	-	-	-	-
5200	Contract Services/Leases	31,468	29,699	44,488	48,500	35,580	35,580	35,580
5256	Utilities	6,490	7,013	6,966	7,000	7,000	7,000	7,000
5800	Capital Outlay	-	18,384	36,055	36,600	-	-	-
	TOTAL	**215,972**	**253,214**	**308,618**	**332,502**	**280,752**	**280,752**	**280,752**
TOTAL RECREATION DEPT.		**215,972**	**253,214**	**308,618**	**332,502**	**280,752**	**280,752**	**280,752**
710 - Debt and Interest								
7150	Town Debt – Principal	2,363,020	2,785,821	2,713,737	3,889,237	4,261,346	4,261,346	4,261,346
7550	Town Debt – Interest	1,238,986	1,692,116	1,492,850	1,683,893	1,819,372	1,819,372	1,819,372
7580	New Debt Int – Town	307,616	-	161,174	206,744	-	-	-
7130	Temporary Borrowing	65,318	13,812	44,628	100,000	100,000	100,000	100,000
7170	Exempt 2.5 Principal	90,000	90,000	50,000	-	-	-	-
7180	New Debt - Town Principal	-	-	-	-	-	-	-
7570	Exempt 2.5 Interest	12,025	6,175	1,625	-	-	-	-
	TOTAL	**4,076,965**	**4,587,924**	**4,464,014**	**5,879,874**	**6,180,718**	**6,180,718**	**6,180,718**
TOTAL DEBT & INTEREST		**4,076,965**	**4,587,924**	**4,464,014**	**5,879,874**	**6,180,718**	**6,180,718**	**6,180,718**
Civic Events/Organizations								
	VFW-P, DAV, VFW-S	600	600	600	800	600	600	600
	Memorial Day/Homecoming	10,390	11,997	7,718	17,000	13,600	8,500	8,500
	Family First Night	-	-	-	10,000	8,000	5,000	5,000
	Middlesex Canal	1,895	3,000	4,829	5,000	1,500	1,500	1,500
	Beautification	1,407	5,630	6,483	7,700	4,000	1,000	1,000
	Scholarship Account	5,085	5,671	3,431	6,000	4,800	3,000	3,000
	TOTAL	**19,377**	**26,898**	**23,061**	**46,500**	**32,500**	**19,600**	**19,600**
TOTAL CIVIC EVENTS/ORGAN.		**19,377**	**26,898**	**23,061**	**46,500**	**32,500**	**19,600**	**19,600**
Town Systemwide								
	Solid Waste	1,967,537	2,636,117	2,611,861	2,857,712	2,876,528	2,876,528	2,876,528
	Town Building Insurance	176,493	215,380	310,922	413,779	475,845	475,845	475,845
	Town Workers'Compensation	103,627	125,604	139,801	167,984	193,182	193,182	193,182
	Town Unemployment Comp.	15,461	369	16,243	8,000	15,000	15,000	15,000
	Town Telephone System	93,604	94,599	100,000	100,000	100,000	100,000	100,000
	Town General Office Supplie	39,904	42,894	46,091	50,000	40,000	40,000	40,000
	Town Building Maintenance	116,637	55,684	100,000	100,000	100,000	100,000	100,000
	Abandoned Buildings	3,809	18,998	21,212	20,000	15,000	15,000	15,000
	Town Retirements	23,817	110,977	282,089	50,000	-	-	-
	Streetlights	182,334	206,529	211,011	218,300	200,000	200,000	200,000
	Legal	126,633	160,000	153,614	160,000	160,000	160,000	160,000
	TOTAL	**2,849,856**	**3,667,151**	**3,992,844**	**4,145,775**	**4,175,555**	**4,175,555**	**4,175,555**
TOTAL-Town Systemwide		**2,849,856**	**3,667,151**	**3,992,844**	**4,145,775**	**4,175,555**	**4,175,555**	**4,175,555**
	SUMMARY							
	General Government	4,652,976	4,883,553	5,567,602	6,127,210	6,289,520	6,288,794	6,288,794
	Boards & Commissions	511,147	587,235	571,410	702,978	674,573	665,659	665,659
	Public Safety	10,737,512	11,177,174	11,454,335	12,408,706	12,279,330	12,266,830	12,266,830
	Building/Inspection	433,110	435,791	460,938	508,804	479,726	479,726	479,726
	Health Department	300,148	311,267	325,170	335,791	339,356	339,356	339,356

Public Works	6,554,374	7,854,743	7,666,713	7,935,297	7,460,991	7,394,691	7,394,691
Public Education	45,757,673	49,150,837	52,651,392	55,013,095	54,951,928	54,589,952	54,589,952
Public Library	840,714	909,756	964,105	1,045,140	1,027,728	1,004,075	1,004,075
Recreation	215,972	253,214	308,618	332,502	280,752	280,752	280,752
Debt & Interest	4,076,965	4,587,924	4,464,014	5,879,874	6,180,718	6,180,718	6,180,718
Civic Events/Organizations	19,377	26,898	23,061	46,500	32,500	19,600	19,600
Town Systemwide	2,849,856	3,667,151	3,992,844	4,145,775	4,175,555	4,175,555	4,175,555
TOTAL	**76,949,825**	**83,845,542**	**88,450,202**	**94,481,672**	**94,172,676**	**93,685,708**	**93,685,708**

ARTICLE 7

To see if the Town will vote to allow the Town Manager, upon the request of a department head, board or commission, to make a transfer of funds between budget line items not to exceed a difference of $3,000 from the amount voted at Town Meeting per line item for the fiscal year 2004, with the exclusion of the travel accounts within the same department; transfers within department line items in excess of $3,000 for fiscal year 2004 must be approved by the Finance Committee; a written report from the Town Manager on all transfers of $3,000 and under must be provided to the Finance Committee on the first Tuesday of each month; or act in relation thereto. Submitted by the Billerica Finance Committee

ARTICLE 8

To see if the Town will vote to authorize the transfer of $400,000, from the Sewer Expansion Fund to fund construction and modification to expand and upgrade the Richardson Street Pump Station; or act in relation thereto. Submitted by the Town Manager authorized by the Board of Selectmen

ARTICLE 9

To see if the Town will authorize a transfer in the amount of $100,000, from the monies accrued in the Cemetery Sale of Lots Account for the purpose of replacing a 1987 backhoe with a new backhoe/loader; or act in relation thereto. Submitted by the Town Manager authorized by the Board of Selectmen

ARTICLE 10

To see if the Town will authorize a transfer in the amount of $20,000, from the monies accrued in the Cemetery Sale of Lots Account for the purpose of replacing a 1994 vehicle with a new 4 X 4 compact size pick up truck; or act in relation thereto.
Submitted by the Town Manager authorized by the Board of Selectmen

ARTICLE 11

To see if the Town will vote pursuant to the authority under M.G.L. Chapter 44, Section 53E ½, to continue a Revolving Fund for the purpose of receiving fees and making disbursements in connection with the authorized duties of the Board of Selectmen.

Telecommunications Revolving Fund

All revenues received by the Board of Selectmen from fees charged for the lease of space on water storage tanks owned by the Town for the purpose of placing telecommunication and testing equipment shall be deposited in this fund. No more than $30,000, shall be expended without further appropriation for the repair, maintenance and upgrading the water storage and distribution system;

or act in relation thereto.

	Balance Forward	Receipts	Expenses	Balance
FY 2002	$118,917	$16,873	-0-	$135,790
FY 2003 (2/28)	135,790	17,564	18,982	134,372

Submitted by the Town Manager authorized by the Board of Selectmen

ARTICLE 12

To see if the Town will vote pursuant to authority under M.G.L., Chapter 44, Section 53E1/2 to continue a Revolving Fund for the purpose of receiving all revenues from Medicaid and all revenues received from health insurance companies for special needs children and the BEAM Program, and making disbursements in connection with the authorized duties of the School Department. The School Superintendent or his designee is authorized to expend from this fund, but no more than $650,000 shall be expended without further appropriation for special needs education and BEAM;
or act in relation thereto.

	Balance Forward	Receipts	Expenses	Balance
FY 2002	$394,319	$805,269	$530,710	$668,878
FY 2003 (2/28)	$668,878	$229,567	$296,785	$601,660

Submitted by the Billerica School Committee

ARTICLE 13

To see if the Town will authorize the Board of Selectmen to purchase all or a part of a certain parcel of land located in Billerica shown on Assessor's Map as Plate 50, Parcel 73, B & M Corp. for the installation of a water main or any other municipal purpose and the cost of such purchase shall not exceed $12,120; or act in relation thereto.
Submitted by the Town Manager authorized by the Board of Selectmen

ARTICLE 14

To see if the Town will vote to authorize the Board of Selectmen to grant an easement to Massachusetts Electric of the Vietnam Veteran's Park for the operation and maintenance of underground utility lines; or act in relation thereto.
Submitted by the Town Manager authorized by the Board of Selectmen

ARTICLE 15

To see if the Town will vote to authorize the Board of Selectmen to acquire by gift, purchase or eminent domain the following rights in land parcels for the purpose of obtaining secure permanent and temporary sewer easements, for the construction and maintenance of sewer lines for Contract 32C;
or act in relation thereto.

Connolly Road neighborhood	Temporary and Permanent sewer easements
Nickerson Drive neighborhood	Temporary and Permanent sewer easements
Boynton Avenue neighborhood	Temporary and Permanent sewer easements
Alrose Drive neighborhood	Temporary and Permanent sewer easements

Submitted by the Town Manager authorized by the Board of Selectmen

ARTICLE 16

To see if the Town will vote to establish a revolving fund under MA General Laws, Chapter 44, section 55E ½, for the purposes of administering the filing fee provisions of the Wetland Protection By-law, and further that: the Conservation Commission may expend the fund, without appropriation, for expenses reasonably related to its duties and responsibilities as provided herein; that expenditures from same shall not exceed $25,000 in the fiscal year; and that the Conservation Commission will report to the next annual Town Meeting on the receipts and expenditures of the revolving fund; or act in relation thereto. Submitted by the Billerica Conservation Commission

ARTICLE 17

To see if the Town will accept the following parcels pursuant to M.G.L. Chapter 60, Section 77C. The parcels are as follows:

PLATE & PARCEL	LOCATION	ASSESSMENT	TAXES OWED
Plate 85, Parcel 215	Algonquin Drive	90,200	$21,723.74
Plate 98, Parcel 247	Rear Wildbrook Road (Formerly Wildwood)	200	216.81
Plate 98, Parcel 139-1	Shawsheen Road	134,000	37,645.12
Plate 98, Parcel 139-2	Shawsheen Road	49,700	11,985.76
Plate 81, Parcel 102	Marshbrook Road	23,300	9,017.28
Plate 44, Parcel 163,	Governor Fuller Road	14,800	2,098.95
Plate 94, Parcel 55,	Nashua Road	109,900	28,489.20
Plate 94, Parcel 56,	Nashua Road	113,000	28,669.63
Plate 102, Parcel 22,	Nashua Road	113,700	29,662.54
Plate 52, Parcel 7-18,	Miller's Farm Road	34,900	4,325.78
Plate 105, Parcel 84,	Hamilton Avenue	13,100	16,573.25
Plate 106, Parcel 117,	Riverbank Terrace	93,100	32,531.56
Plate 98, Parcel 141,	Riverbank Terrace	12,000	6,862.82
Plate 26, Parcel 108,	Waterwheel Lane	11,300	4,638.08
Plate 100, Parcel 44,	Praise Street	35,600	43,275.66
Plate 9, Parcel 173,	Holt Street	18,000	4,630.72
Plate 36, Parcel 84	Whipple Road	18,200	6,642.69

or act in relation thereto

Submitted by the Town Manager authorized by the Board of Selectmen

ARTICLE 18

To see if the Town will vote, pursuant to Mass. General Laws C 40, Section 3, to authorize the Board of Selectmen to sell, transfer or donate the following parcels of land owned by the Town of Billerica for use for affordable housing;

LOCATION	PARCEL	ACREAGE
Eskimo Way	67-10-0	.22
Nashua Road	77-164-0	.17
Pheasant Road	92-13 & 92-14	.28 & .28
Pinedale Avenue	100-6-0	.23
Pinedale Avenue	100-8-0	.23

Pond Street	24-57-0 & 24-197	.25
Rosewood Avenue	49-222-0	.64

or act in relation thereto.
Submitted by the Town Manager authorized by the Board of Selectmen

ARTICLE 19

To see if the Town will vote to amend the General By-Laws, Article IV – entitled "Public Ways" by adding the following new Section 8:

8. Placement of Structures on Public Ways

8.1 Intent and Purpose: This section shall govern the placement of structures on public ways and way under the jurisdiction of the Town of Billerica.

8.2 Permit Required: No person shall place any structure or part of a structure on a public way or way under the jurisdiction of the Town of Billerica without a permit from the Board of Selectmen.

8.3 Approval; Conditions: The Selectmen may approve an application, with or without conditions, for the placement of a structure or part of a structure on a public way under the jurisdiction of the town of Billerica. The Selectmen may deny such application in the interest of public health, public safety or public convenience.

8.4 Regulations: The Selectmen shall have the authority to adopt regulations for the implementation and administration of this by-law;

or act in relation thereto.
Submitted by the Town Manager authorized by the Board of Selectmen

ARTICLE 20

To see if the Town will vote to accept the provisions of G.L. Chapter 184, of the Acts of 2002 (Amending G.L. 59, Section 5 (41C), effective July 1, 2003, in order to adjust the age from 70 to 65, income and asset requirements from $20,000 single applicant and $30,000 married applicant to $40,000 single applicant and $50,000 married applicant that seniors must meet to qualify for the Clause 41C exemption. or act in relation thereto.
Submitted by the Board of Assessors and the Town Manager, authorized by the Board of Selectmen

ARTICLE 21

To see if the Town will vote to accept the following streets as public ways in accordance with the layouts adopted by the Board of Selectmen and on file with the Town Clerk and to authorize the Board of Selectmen to accept gifts of easements for said public ways and associated easements for drainage or other purposes, and further to allocate sufficient funds for the widening, reconstruction, repairing, and/or paving of said streets;
or act in relation thereto:

STREETS

Seminole Road	from Riverside Road to dead-end	100 Feet

Submitted by the Town Manager authorized by the Board of Selectmen

ARTICLE 22

To see if the Town will vote to amend Section 7 of the Zoning By-law, entitled "Dimensional Regulations" to add the following as Sub-section L entitled "Adequate Access".

L. ADEQUATE ACCESS

1. Intent and Purpose: This section shall govern the use of existing unaccepted streets, roads or ways, which are further defined in Section 2.C., which are used for access to a building lot.
2. Existing unaccepted streets, roads and ways, to be deemed adequate for access to a building lot, shall meet all of the following requirements:
   a. Shall be capable of accommodating vehicles including, but not limited to, fire fighting apparatus, emergency vehicles such as ambulances, refuse disposal trucks, school buses, DPW equipment, and "oversized" private vehicles such as delivery trucks or moving vans;
   b. Shall have pavement of sufficient width per D.P.W. policy as determined by the D.P.W. Director.
   c. Shall be no greater than a maximum permitted grade of ten percent (10%);
   d. Shall be of adequate construction and condition, in accordance with the D.P.W. Pavement Condition Index as determined by the D.P.W. Director.
   e. Shall have sufficient drainage as determined by the D.P.W. Director.
3. This by-law may allow the construction of an individual building on an individual lot on an existing unaccepted street, road or way provided that the provisions of this by-law are met, as determined by the D.P.W. Director.
   a. Any such construction shall meet all other applicable Zoning by-law requirements;
   b. Construction of new buildings on more than one lot on a segment of an unaccepted street, road or way is not permitted under this by-law if any adjacent or abutting lot(s) was/were owned by the same person, or one or more principals in a development entity in which there is a mutual direct or indirect beneficial interest or relationship, in any of the five (5) years preceding the application, and a building permit was issued for a new building on that lot. In that case, the applicant shall file a definitive subdivision plan and shall provide for the construction of the road and the infrastructure as required by Subdivision Control;
   c. The re-building of an existing dwelling on an existing unaccepted street, road or way shall be exempt from this by-law if the road is paved and the existing dwelling is occupied at the time of the application and/or has been so occupied within the preceding two years;
   d. Alterations, additions and accessory structures shall be exempt from the provisions of this by-law;
   e. Streets, roads and ways approved under Subdivision Control shall be exempt from this by-law;
   f. Should an unaccepted street, road or way be judged, by the D.P.W. Director, not to meet the provisions or exemptions of this by-law, the D.P.W. Director shall determine the necessary requirements for the way to be judged adequate and shall issue a written report to the Planning Board

and to the Applicant accordingly. Such requirements shall be based upon an objective finding determined by the D.P.W. Director utilizing the latest Pavement Condition Index;

g. No building permits shall be issued until:
   i. The street, road or way is deemed adequate, according to the provisions of this by-law, by the D.P.W. Director; or
   ii. Plans for the construction or upgrading of the street, road or way have been approved by the D.P.W. Director and ratified by the Planning Board with the way being improved from the nearest street, road or way in existence, which meets the D.P.W. policy, or from the nearest accepted public way. Once improved, the Planning Board shall submit the way for acceptance by Town Meeting; or
   iii. A Certificate of Waiver or Partial Waiver is granted by the Planning Board or Zoning Board of Appeal;
   iv. As to 3.g.ii and 3.g.iii, the applicant shall notify the abutters in accordance with the provisions of M.G.L. c. 82, §32A.

h. All necessary wetland approvals shall be obtained for road construction prior to the issuance of any permits;

i. The Planning Board may grant a Certificate of Waiver or Partial Waiver from the D.P.W. Standards. It is the policy of the Town of Billerica, when considering whether or not to grant a waiver or partial waiver under the Adequate Access Zoning By-law, to consider the best interests of the Town, relying on the following factors:
   i. The best interest of the affected neighborhood;
   ii. The condition of the road as objectively determined by the Department of Public Works ("DPW") utilizing its Condition Assessment Report ("CAR");
   iii. The recommendation of the DPW Director;
   iv. Whether or not residents of the affected neighborhood support or oppose the waiver;
   v. Other interests or goals of the Town that may be advanced by the granting of the waiver or partial waiver such as the provision of affordable housing or assisting local students in hands on building course work;
   vi. The preservation of open space or other municipal needs or interests;
   vii. The history of building and road construction and/or improvement in the affected neighborhood, including past actions of the DPW or other Town departments and any prior waiver requests.

4. The determination of adequacy shall be made by the D.P.W. Director within 45 days of the filing of the Applicant's application. An extension beyond the 45-day limit may be granted to the D.P.W. Director by the Planning Board. The D.P.W. Director shall issue a decision letter to the Applicant subject to the following rights of appeal:

a. The decision may be appealed, within twenty (20) days of the receipt of the decision letter, to the Planning Board by either the Applicant or any abutter owner along the subject way;

b. Failure of the Planning Board to act on the appeal within ninety (90) days of the filing of same shall constitute constructive approval;

c. The D.P.W. Director or the Planning Board may condition any waiver or partial waiver in any manner deemed appropriate and in the best interest of the Town. A copy of this Policy shall be provided by the DPW to anyone requesting, from the D.P.W., a Certificate of Waiver as provided for in the Adequate Access Zoning By-law.

d. An appeal of a Planning Board decision may be made to the Board of Appeals pursuant to M.G.L. c. 40A, §§8 and 15 within thirty (30) days of the receipt of the decision letter from the Planning Board. An appeal of a decision of the Board of Appeals may be made pursuant to M.G.L. c. 40A, §17 to a court of competent jurisdiction.

5. The Zoning Board of Appeals and the Planning Board are authorized to adopt regulations for the proper administration of this By-law.

Submitted by the Adequate Access By-Law Review Committee

ARTICLE 23

To see if the Town will vote to delete Article IV, Section 3 of the General By-laws, entitled "Adequate Access", in its entirety; or act in relation thereto.
Submitted by the Adequate Access By-Law Committee

ARTICLE 24

To see if the Town will vote to amend the Zoning By-law by adding the following to become section 16.F:

All permit fees for special permits or other types of relief associated with the provisions of this by-law shall be waived if they include affordable housing units a defined by this by-law. This shall not include mailing or advertising costs, which shall remain the responsibility of the applicant; or act in relation thereto. Submitted by the Planning Board

ARTICLE 25

To see if the Town will vote to amend the Zoning By-law as follows:

Add the following to sections 5.C.4.i. (2)(b), 5.E.4.b (1) and 5.E.5.b (2) under "Requirements for Use" subsection:

DENSITY INCENTIVE

In addition to the density allowed under subsection densities may be increased by 20% if a least half of all additional units created are affordable as defined by Section 2 of this by-law under the entry "Affordable Housing Unit". (As an example: If you can build 10 dwelling units by right or special permit then you could build twelve (12) if one (1) of the

additional two (2) units is affordable. In cases where 10% affordable is required you would end up providing 2 affordable units and 10 market units).

Amend the bulleted subsection "DENSITY" under section 5.c.4.i. (2)(b), 5.E.4.b (1) and 5.E.5.b (2)

- A minimum of 7,500 square feet of land shall be required for each dwelling unit. If consistent with M.G.L. ch. 40B ss 20-23 minimum shall be 6,800 square feet.

To read:

- A minimum of 6,800 square feet of land shall be required for each dwelling unit.

And amend the subsection Affordable Housing Component under sections 5.c.4.i. (2)(b), 5.E.4.b (1) and 5.E.5.b (2) to read:

Affordable Housing Component

Ten percent of the units created under these provisions shall be affordable as defined by Section 2. of this by-law under the entry "Affordable Housing Unit". The Billerica Housing Authority is exempt from this requirement because the units under their control are categorically affordable; or act in relation thereto. Submitted by the Planning Board

ARTICLE 26

To see if the Town will vote to add a new section 5.C.6.j. (3) to the Zoning By-law to read as follows:

(3) By special permit
Multi-Family use by special permit as described under section 5.C.4.i. (2)(b) with the additional "Requirement for Use":

- The lot is used solely for multi-family use and is not mix use.

and to amend the use table under Section 5.F to allow multifamily use by special permit from the Planning Board in the RESIDENTIAL USES table fifth row "Multi-family residence" sixth column labeled "GB" by placing an "SA" into the table at that location; or act in relation thereto. Submitted by the Billerica Planning Board

ARTICLE 27

To see if the Town will vote to amend the Zoning By-Law amending Section 5.E.3 (b)(1) under the following "Requirements for Use" subsections; (Text in italics or crossed through represents the proposed changes).

Requirements for Use:

PERMITTED USES

- Single-family detached residences on separately deeded lots, one resident per lot.
- Townhouse Use

DIMENSIONAL REQUIREMENTS

- Residential cluster development shall be allowed on parcels of land having a minimum contiguous area of 10 acres located within Village Residence, Neighborhood Residence or Rural Residence Districts.
- Lot area may be reduced to 20,000 square feet in Neighborhood and Rural Residence Districts, and to 15,000 square feet in the Village Residence District. The land designated as open space must equal or surpass the total area by which all lots have been reduced. *In the case of Townhouse use, the lot(s) shall each contain at least 80,000 square feet.*
- The minimum frontage in all residential districts *for Single Family residential use* may be reduced to 100 feet, except the frontage on a cul-de-sac turnaround may be reduced to 75 feet provided the entire frontage is located on the cul-de-sac radius and the lot width parallel to the street at the front building line is a minimum of 100 feet. *In the case of Townhouse use the lot(s) shall have at least 50 feet of frontage.*
- All yards shall conform to the yard requirements set forth in the Zoning By-law for the District in which the use is located. *In the case of Townhouse use the dimensional controls described under section 5.E.4.b (1) subsections "SITE COVERAGE AND DESIGN RESTRICTIONS" "YARDS", "GREEN STRIPS", "HEIGHT', "PARKING", "FIRE LANES" AND "ACCESS ROADS" shall apply.*
- ~~No residence, temporary structure, driveway, accessory structure, swimming pool, parking area, filling, paving or fencing shall be located within 100 feet of the perimeter of the applicable Residential Cluster Overlay District, expect for utility easements or roadways.~~
- All contiguous areas within any one discrete Residential Cluster Overlay District shall be utilized in the design of the residential cluster development. No overlay district shall be split so as to render one portion cluster and the other conventional. Any such discrete area shall be developed exclusively as either a conventional subdivision or a residential cluster development.
- The total number of building lots in a residential cluster development shall be no greater that the number of building lots that would otherwise be permitted in the district where the land is located *plus 10%.*

OPEN SPACE

- The area of open space shall equal 40% of the total area of the residential cluster development tract. *In case of townhouse use this area shall equal at least 50%.*
- The minimum required open space area may contain ponds, marshes, or other protected wetlands, but a minimum of 40% of the entire site's non-wetland area shall be located within the open space area. *In the case of townhouse use the minimum non-wetland area shall be 50%.*
- Parking areas, streets, or other areas associated with the residential cluster development shall not be included in the open space area.
- For open space areas, minimum frontage on a public way or subdivision may be reduced by 40 feet.
- Any area designated as open space must contain at least four acres of contiguous open space land.

- Open space areas shall remain undeveloped but may be subject to easements for the construction, maintenance, and repair of utility and drainage facilities serving the residential cluster development or adjacent parcels.
- Open space areas shall have a shape, dimension, character, and location suitable for passive recreation, conservation, or agricultural purposes.
- Open space areas may not be excavated or filled and must be maintained in their natural state.
- Provisions shall be made so that the open space areas are readily accessible to the owners or occupant of the lots in the residential cluster development, or, if the open space areas are under Town ownership, to the residents of the Town.

OPEN SPACE AREA OWNERSHIP

(NO CHANGES PRPOSED FOR THIS SUBSECTION)

SUBDIVISION APPROVAL REQUIREMENTS

- SPGA approval of a special permit hereunder shall not substitute for compliance with the Subdivision Control Law, nor oblige the Planning Board to approve any related definitive subdivision plan, nor reduce any time periods for Board consideration under the law. However, in order to facilitate processing, the Planning Board shall, insofar as practical under existing law, permit submission of a combined plan and application which shall satisfy this Section of the Zoning By-law and the Planning Board's Rules and Regulations under the Subdivision Control Law.
- The special permit application shall not be submitted prior to the approval of a conventional preliminary subdivision plan in accordance with the Subdivision Rules and Regulations. Such plan shall provide satisfactory evidence that the number of lots shown on the residential cluster development plan is no greater than the number of lots that could otherwise be developed in a conventional subdivision *plus ten percent.* Each conventional lot must have enough non-wetland area to site a dwelling. A second preliminary plan showing the proposed cluster plan shall also be submitted along with the conventional preliminary subdivision plan.
- If the residential cluster development does not require approval under the Subdivision Control Law, the applicant shall nevertheless submit a plan or plans in the form and containing the same information required to be shown on a preliminary subdivision plan by the Subdivision Rules and Regulations.
- The application plan for the special permit shall be prepared in accordance with the requirements for a definitive subdivision plan as set forth in the Subdivision Rules and Regulations and shall also include the following:
    - the proposed location, bulk and height of all proposed buildings;
    - an analysis of the site, including wetland, slopes, soil conditions, areas within the 100 year flood zone, vegetative areas, and other natural features as the SPGA may request; and an evaluation of the open space proposed request; and an evaluation of the open space proposed within the residential cluster development, with respect to the size, shape, location, natural resource value, and accessibility by residents of the development or residents of the Town, as applicable; or act in relation thereto.

Submitted by the Billerica Planning Board

ARTICLE 28

To see if the Town will vote to amend the Zoning By-law by adopting a zoning map with the Town Clerk entitled "Zoning Map of the Town of Billerica, Massachusetts December 2002". Such map shall become a part of the Zoning By-law; or act in relation thereto.
Submitted by the Billerica Planning Board

ARTICLE 29

To see if the Town will vote to accept Manning Road from Fortune Drive to Route 3A as a public way in accordance with the layout adopted by the Board of Selectmen and the Plan on file with the Town Clerk; or act in relation thereto.
Submitted by Mr. Charles T. Hannon and Messrs. Ripa, Dangora, Jr., McNamara, Dangora, Joyce, Annese and Madames Barbarossa, Glavin and McNamara

ARTICLE 30

In accordance with Section 17 of the Zoning By-laws of the Town of Billerica, Massachusetts, the undersigned persons respectfully petition the Town Meeting that said By-laws and Zoning Map be amended by Zoning to a Townhouse Overlay District the land owned by Swanson Woods, LLC on Rangeway Road, a portion of Assessor's Map 38, Parcel 1, in said Town, bounded and described as follows:

Beginning at a point on Rangeway Road at the southwesterly corner of the premises thence bounded;
NORTHWESTERLY: by land of Richard J. Kelly along three courses measuring 494.69', to a point, thence;
NORTHEASTERLY: by other land of Swanson Woods, LLC in a course measuring 896.03', to a point, thence;
SOUTHEASTERLY: by land of Benn and Jessie Merritt along six courses measuring 510.00, to a point, thence;
SOUTHWESTERLY: by Rangeway Road by twelve courses measuring 967.91', to the point of beginning.
Said property contains 10.81 acres, more or less and is shown on a plan entitled Rezoning Plan in Billerica, Mass. prepared for Swanson Woods, LLC by Raymond Engineering Service date March 12, 2003. Submitted by Stephen R. Dresser, Petitioner and Messrs. Baia, Baia, Duggan, Duggan, Saulner, Accomando and Madames Duggan, Duggan and Baia,

ARTICLE 31

In accordance with Section 17 of the Zoning By-laws of the Town of Billerica, Massachusetts, the undersigned persons respectfully petition the Town Meeting that said By-laws and Zoning Map be amended by Re-zoning from Industrial to Rural Residence District the land owned by Swanson Woods, LLC on Rangeway Road, a portion of Assessors' Map 38 Parcel 1, in said Town, bounded and described as follows:
Beginning at a point on Rangeway Road at the southwesterly corner of the premises thence bounded:

NORTHWESTERLY: by land of Richard J. Kelly along three courses measuring 494.69', to a point, thence;
NORTHEASTERLY: by other land of Swanson Woods, LLC in a course measuring 896.03', to a point, thence;
SOUTHEASTERLY: by land of Benn and Jessie Merrit along six courses measuring 510.00, to a point, thence;
SOUTHWESTERLY: by Rangeway Road by twelve courses measuring 967.91', to the point of beginning.

Said property contains 10.81 acres, more or less and is shown on a plan entitled Rezoning Plan in Billerica, Mass. prepared for Swanson Woods, LLC by Raymond Engineering Service date March 12, 2003.

Submitted by Stephen R. Dresser, Messrs. Baia, Baia, Jr., Duggan, Saulnier, Accomando, Williams and Madames Baia, Duggan and Duggan

ARTICLE 32
To see if the Town will vote to amend the Zoning By-law by Re-Zoning from a Village Residential to an Elderly Housing Overlay a parcel of land located off Rangeway Road in said Town, bounded and described as follows:

Beginning at the Westerly corner of parcel to be conveyed at an iron pipe near the Chelmsford/Billerica town line, thence proceed N48°20'27" E 275.80' to a point at the right-of-way of State Street, thence N48°20'27"E 40.00' to the other side of the right-of-way of State Street, thence N48°20'27" E 94.67' to a point, thence N49°11'05"E 94.00' to a Land Court disk in a stone wall, thence N48°14'05"E 361.91' to a Land Court disk in a stone wall, thence N48°56'36"E 191.66' to a point, thence N37°32'53"W 2.49' to a point, thence N49°19'09"E 105.43' to a point, thence N46°33'24"E 13.62' to a point, thence S44°00'20"E 226.54' to a point, thence S46°33'43"E 292.17' to a point, thence S42°43'17" E 97.48' to a fieldstone bound, thence S40°48'59"E 800.38' to a stone bound, thence N42°11'13"W 159.77' to a point, thence S48°38'09"W 403.06' to a stone bound, thence N43°13'18"W 559.72' to the point of beginning. Said parcel containing 17.21 acres; or act in relation thereto.
Submitted by James T. Dangora, Petitioner and Messrs. Dangora, Annese, Hannon, McNamara and Madams Glavin, McNamara, Balba Abelli and Walsh

ARTICLE 33
To see if the Town will vote to amend the Zoning By-law by Re-zoning from an Industrial Zone District to a Village Residential District a parcel of land located off Rangeway Road in said Town, bounded and described as follows:

Beginning at the Westerly corner of parcel to be conveyed at an iron pipe near the Chelmsford/Billerica town line, thence proceed N48°20'27"E 275.80' to a point at the right-of-way of State Street, thence N48°20'27E 40.00' to the other side of the right-of-way of State Street, thence N48°20'27" E 94.67' to a point, thence N49°11'05'E 94.00' to a Land Court disk in a stone wall, thence N48°14'05"E 361.91 to a Land Court disk in a

stone wall, thence N48°56'36"E 191.66' to a point, thence N37°32'53"W 2.49' to a point, thence N49°19'09"E 105.43' to a point, thence N46°33'24"E 13.62' to a point, thence S44°00'20"E 226.54' to a point, thence S46°33'43"E 292.17' to a point, thence S42°43'17" E 97.48' to a fieldstone bound, thence S40°48'59"E 800.38' to a stone bound, thence N42°11'13"W 159.77' to a point, thence S48°38'09"W 403.06' to a stone bound, thence N43°13'18"W 559.72' to the point of beginning. Said parcel containing 17.21 acres; or act in relation thereto.
Submitted by James T. Dangora, Petitioner and Messrs. Allen, Jr., Ripa, McNamara, Annese, Dangora, Jr., Joyce and Madams Glavin, McNamara, and Annese

And you are hereby directed to serve this Warrant by posting true and attested copies thereof, one copy at the Town Hall; one copy at the Billerica Public Library; one copy at the Billerica Police Station; one copy at the Belly Buster Restaurant; one copy at the Pinehurst Post Office; one copy at the Center Post Office, Boston Road; one copy at the Market Basket, Town Plaza, Boston Road; one copy at the West Billerica Fire Station; one copy at the Nutting Lake Post Office; one copy at the Billerica Walk-in Medical Center, Boston Road; one copy at the Ninety-Nine Restaurant, Lexington Road; one copy at the Pinehurst Fire Station; one copy at the East Billerica Fire Station; one copy at the North Billerica Post Office and one copy at the North Billerica Fire Station.

Given under our hands this 28th day of April, 2003.

S/James F. O'Donnell, Jr., Chairman

S/Francis M. Fraine, vice Chairman

S/Robert M. Correnti, Secretary

S/Ellen Day Rawlings

S/Michael S. Rosa

BOARD OF SELECTMEN

A True Copy
S/Al Melaragni, Constable, Town of Billerica

April 28, 2003

Ms. Evelyn M. Haines
Assistant Town Manager
Town Hall
365 Boston Road
Billerica, MA 01821

Dear Ms. Haines:

I have posted the Warrant for the Spring Town Meeting to be held on Tuesday, May 6, at 7:30 p.m. at the Maurice A. Buck Memorial auditorium, 365 Boston Road, Billerica, MA at the following locations:

Town Hall
Billerica Police Station
Pinehurst Post Office
Market Basket, Towne Plaza, Boston Road
Nutting Lake Post Office
Billerica Walk-In Medical Center, Boston Road
Ninety-Nine Restaurant, Lexington Road
North Billerica Fire Station
Billerica Public Library
Belly Buster Restaurant
Center Post Office, Boston Road
West Billerica Fire Station
Pinehurst Fire Station
East Billerica Fire Station
North Billerica Post Office

Signed: S/Al Melaragni, Constable, Town of Billerica

ANNUAL SPRING TOWN MEETING
MAURICE A. BUCK MEMORIAL AUDITORIUM
PRELIMINARY SESSION – MAY 1, 2003

A preliminary session of the Annual Spring Town Meeting was convened on Thursday, May 1, 2003 at 7:30 p.m. in the Maurice A. Buck Memorial Auditorium, Town Hall, 365 Boston Road, Billerica, MA for the following purposes:

1. To swear in newly elected Town Meeting Members
2. To hold Precinct caucuses to fill vacant seats
3. To elect Chairpersons and Clerks
4. To elect Members to the Rules Committee, as needed

Caucuses were held and the following Town Meeting Members were elected:

Precinct 1:	Paul J. Kelly, 53 River Street, Unit 401
	Sandra P. Libby, 371 Boston Road
Precinct 3:	Dean Sousa, 26 Maverick Circle
Precinct 5:	T. Josephine Leary, 6 Windsor Road
Precinct 6:	Stephen B. Ryder, 7 Gilman Road
Precinct 8:	David L. Johnson, 113 Gray Street
	William T. Mernin, 60 Berkley Street
Precinct 9:	Michael J. Casey, 5 Knowles Drive
	Jagmohan Singh Chani, 3 Judy Street
	Joseph L. Maniachi, 29 Allendale Avenue

The following Precinct Chairpersons and Clerks were elected:

Precinct 1:	Chairperson:	David A. Gagliardi, 2 Whiting Street
	Clerk:	Joanne M. Gagliardi, 2 Whiting Street
Precinct 2:	No Quorum	
Precinct 3:	Chairperson:	John F. Gray, Jr., 65 Ellingwood Street
	Clerk:	Mary E. Laundry, 30 Christina Avenue
Precinct 4:	Chairperson:	Alma J. Elkins, 27 Glad Valley Drive
	Clerk:	Douglas W. Fogerty, 26 French Street
Precinct 5:	Chairperson:	Madeline T. Sargent, 17 Gov. Fuller Road
	Clerk:	T. Josephine Leary, 6 Windsor Road
Precinct 6:	Chairperson:	Edward R. McLaughlin, 344 Treble Cove Road
	Clerk:	Stephen B. Ryder, 7 Gilman Road
Precinct 7:	Chairperson:	John E. Bartlett, 9 Edgar Road
	Clerk:	Rosalind C. Bartlett, 9 Edgar Road
Precinct 8:	Chairperson:	Barbara Morrissey. 10 Sumac Street
	Clerk:	Teresa M. Vieira, 11 Roberts Road
Precinct 9:	Chairperson:	Elaine T. Horlink, 1 Lorraine Terrace
	Clerk:	Robert P. Melanson, 117 Partridge Road
Precinct 10:	No Quorum	
Precinct 11:	No Quorum	

The following persons were elected/re-elected to the Committee on Rules:

Precinct 1:	David A. Gagliardi, 2 Whiting Street
Precinct 2:	Philip J. Newfell, 145 High Street
Precinct 3:	Maryanne J. Perry, 8 Nealley Street
Precinct 4:	Robert D. Killeen, 7 Locke Road
Precinct 5:	Joel Williams, 30 Gov. Hutchinson Road
Precinct 6:	Dorothy M. Callihan, 18 Rexhame Street
Precinct 7:	Raymond W. Fischer, 10 Kirk Road
Precinct 8:	Oren D. Hunt, Jr., 28 Gray Street
Precinct 9:	James Patrick Lally, 8 C Street
Precinct 10:	Roger A. Nowicki, 7 Fillmore Drive
Precinct 11:	Marie Massey, 149 Bridle Road

The Preliminary Meeting dissolved at 8:15 p.m. Immediately following dissolution, the League of Women Voters conducted an orientation session for newly elected Town Meeting Representatives.

A True Copy
Shirley E. Schult, CMC, CMMC, Town Clerk

ANNUAL SPRING TOWN MEETING
MAURICE A. BUCK MEMORIAL AUDITORIUM
FIRST SESSION – MAY 6, 2003

Prior to the start of Town Meeting, caucuses were held in the following precincts and the following Town Meeting Members, Precinct Chairpersons and Clerks were elected:

Precinct 2:

Chairperson: Donald E. Wilson, 144 Pollard Street, Apt. 2
Clerk: John Ciancio, Jr., 64 Pollard Street

Precinct 10

Town Meeting Member: John S. King, 2 Georgiana Road
Chairperson: Doris M. Pearson, 25 Harjean Road
Clerk: Arthur L. Doyle, 60 Whipple Road

Precinct 11

Chairperson: Anthony Barbere, 7 Olde Hillside Avenue
Clerk: Donna A. Amato, 8 Janice Road

Karen Miller, Joanne Gagliardi, Nancy Smith, Sandra MacMillan and Oren Hunt, Jr. were appointed and sworn in as Tellers.

A quorum count was called. With one hundred fifty (150) Town Meeting Members present, the Annual Spring Town Meeting was declared in session at 7:36 p.m.

Rev. Dennis Bailey, Pastor of the First Congregational Church on Andover Road gave the invocation.

John Coyne led the Body in the Pledge of Allegiance followed by the Special High School Ensemble singing the "Star Spangled Banner."

A minute of silence was observed for the following deceased persons:
Anne A. (Leonardson) Bleau, Died: March 11, 2003, Assistant Town Clerk: 1936 – 1941; Allen W. Boyd, Died: August 13, 2002, School Crossing Guard; Frederic H. Brown, Died: December 7, 2002, Town Meeting Member: 1952 – 1982, Selectman: 1948 – 1956, Cemetery Commission: 1959 – 1973, Sewer Commission: 1973 – 1990, Dept. of Public Works: 1948 – 1955, Fence Viewer: 1948 – 1956, Tercentennial Commission: 1954 – 1955; Pauline Desmond, Died: January 11, 2003, School Crossing Guard; Harriet F. Doyle, Died: February 26, 2003, Asst. Town Clerk, Census Taker; Marcel Dreikosen, Died: March 25, 2003, Town Meeting Member; Mary L. Faria, Died: April 11, 2003, Precinct Worker: 1976 – 1981; James A. Flavin, Sr., Died: April 16, 2003, Billerica Fire Department: 1955 – 1986, Acting Fire Chief: 1984 – 1986, Town Meeting Member: 1969 – 1977, Finance Committee: 1972 – 1974, Ambulance Study Committee: 1975 – 1976; Linda M. Gray, Died: May 10, 2002, Town Meeting Member: 1980 – 1982; Helen M. Little, Died: December 31, 2002, Election Precinct Worker: 1983 – 1988;Lorraine T. Rotondo, Died: October 7, 2002, Cafeteria Worker; Mary C. Snow, Died: June 18, 2002, School Cafeteria Worker; Violet Stickney, Died: August 1, 2002, School Cafeteria Worker & Matron; Mildred A. Westhaver, Died: January 15, 2003, Asst. Town Clerk:

1944 – 1946, Town Clerk: 1946 – 1973, Board of Registrars: 1948 – 1973, By-Law Codification Com.: 1948; 1954; 1960 – 1964; 1969 – 1973, Committee to protect Town Records: 1954 – 1973, Tercentennial Committee: 1954 – 1955, Industrial Commission: 1957 – 1973, Town Meeting Member at large: 1964 – 1972, Town Flag Committee: 1969 – 1972, Computer Committee: 1971 – 1972, Historical Society: 1968 – 1973.

The Billerica High School Vocal Ensemble, under the direction of Susan Robertson, sang selections from the Spring Musical "State Fair".

School Superintendent Dr. Robert Calabrese introduced the two top students in the Class of 2003. Salutatorian Timothy Crawford, son of Douglas and Karen Crawford ranked second in the class of 2003 with a grade point average of 95.13. Among his outstanding achievements, he scored a perfect 800 in the SAT math test, the Calculus Achievement Test and the Writing Achievement Test. In addition to his scholastic achievements, he has been active in community activities. He has been accepted into the Honor's Department at the University of Connecticut and will pursue a career in mathematics.

Valedictorian Jacklyn Fitzgerald, daughter of Ann Fitzgerald ranked first in a class of 330 with a grade point average of 95.16. She has been very active in both scholastic and community activities. Jacklyn has been accepted under the Early Action program at Boston College and will pursue a business career.

Moderator Sullivan's appointment of Gilbert Moreira as Deputy Moderator was ratified by the Town Meeting Body. He was sworn to the duties of the position.

James C. Perry, a Billerica resident, offered the following resolution:

Billerica Bill of Rights Defense Resolution

To see if the Town will vote to Protect the Bill of Rights of the United States Constitution:

Whereas, the Town of Billerica has a long and distinguished history of citizens from our own Town protecting and fighting for our country's citizens when liberties are threatened; and

Whereas, the Town of Billerica houses a diverse population, including non-citizens, whose contributions to the community are vital to its character and function; and

Whereas, the Town of Billerica has with gratitude for their supreme sacrifice memorialized those in the Armed forces who have died in battle protecting these same cherished rights and liberties; and

Whereas, several acts and orders recently enacted at the Federal level, including sections of the USA PATRIOT ACT and several Executive Orders, now threaten these fundamental rights and liberties:

Freedom of speech, religion, assembly and privacy; the rights to counsel and due process in judicial proceedings; and protection from unreasonable searches and seizures; all guaranteed by the Constitution of the Commonwealth of Massachusetts, acting in the spirit and history of our community, do hereby request that:

1. Local law enforcement continue to preserve residents' freedom of speech, religion, assembly and privacy; rights to counsel and due process in judicial proceedings; and protection from unreasonable searches and seizures even if requested or authorized to infringe upon these rights by federal law enforcement acting under new powers granted by the USA PATRIOT ACT or orders of the executive Branch;
2. Federal and state law enforcement officials acting within the town work in accordance with the policies of the Billerica Police department, and in cooperation with the Department, by not engaging in or permitting detentions without charges or racial profiling in law enforcement;
3. The U.S. Attorney's Office, the Office of the federal Bureau of Investigation and Massachusetts State Police report to the Billerica Selectmen regularly and publicly the extent to and manner in which they have acted under the USA PATRIOT Act, new executive Orders, or COINTELPRO-type regulations, including disclosing the names of any Billerica detainees held in Massachusetts or any Billerica residents detained elsewhere;
4. Our United States Congressman and Senators monitor the implementation of the Act and Orders cited herein and actively work for the repeal of the parts of that Act and those Orders that violate fundamental rights and liberties as stated in the constitutions of the Commonwealth and the United States.

A sense of the meeting was taken. The resolution failed to get the support of the Body.

It was moved, seconded and VOTED to accept the Warrant as duly posted by the Constable.

It was moved, seconded and VOTED to dispense with the reading of the articles in the Warrant.

ARTICLE 1

It was moved and seconded to fix the compensation of the following six elected officials of the Town as follows:

Selectman, Chairman	$ 2,000.00
Selectmen, Members	1,800.00
Town Clerk	80,299.00

The Finance Committee recommended this article unanimously. The Selectmen concurred.

The motion as presented CARRIED.

ARTICLE 2
It was moved, seconded and VOTED to accept the Committee reports as printed in the Town Report.

ARTICLE 3
It was moved and seconded to transfer from available funds the sum of $308,000 to fund the following FY 2003 budget line items:

Transfer from:	Transfer to:
Debt Service Temporary Borrowing $50,000	Veteran's Benefits
Debt Service Temporary Borrowing $39,000	Water Capital Outlay
Debt Service New Debt Int.` $48,000	Water Overtime
Debt Service New Debt. Int. $65,000	Water Supplies and Expenses
Debt Service New Debt Int. $16,000	Water Contract Services
Town System Wide Solid Waste $90,000	Treas./Collector Health Ins.

Moderator Sullivan noted that in the posted Warrant, there was a Scribner's error. The following line was omitted and needs to be inserted in the article.
From Debt Service New Debt Interest $65,000 To: Water Supplies & Expenses $65,000

The Finance Committee recommended this Article.

Town Manager Montuori explained the Article. The motion as presented CARRIED unanimously.

ARTICLE 4
It was moved and seconded to authorize the transfer of $43,250 from the Hallenborg Rink Fund to fund the Rink Debt Service.

School Superintendent Calabrese explained the article.

The Finance Committee unanimously recommended this Article.

The motion as presented CARRIED.

Prior to Article 5 and Article 6 (the budget) Town Manager Richard Montuori and School Superintendent Robert Calabrese explained in detail the financial picture of the Town including anticipated revenue and expenditures and outlining budget cuts which were put in place to mitigate the anticipated cuts in State funding.

ARTICLE 5

It was moved and seconded to authorize the transfer of $2,372,473 from the Stabilization Fund to fund the following:

$903,589 Town Debt Service (71070-7150) Debt Principal;
$165,625 School Debt Principal, $44,874 School Debt Interest and $448,767 School Temporary Borrowing (30070-7160); and
$809,618 Contract Services, Special Education (30030-5200).

The Finance Committee recommended this Article.

Slight discussion ensued. Rep. Dampolo moved the question. Seconded. With sixty-two (62) in favor and ninety-nine (99) opposed, discussion continued.

Rep. Sargent questioned the interest rates currently being paid by the Town.

Rep. Cangiamila questioned the use of the Stabilization Fund. Town Manager Montuori referenced MGL Chapter 40 §5B which allows Stabilization Fund monies to be used for administrative purposes.

Superintendent Calabrese explained the reimbursement schedule for the new Ditson School. With the present financial conditions of the State, it will probably be 5 to 7 years before Billerica monies become available. In the meantime, Billerica must meet its obligations.

Rep. Devlin moved the question. Seconded. The motion to end debate CARRIED unanimously.

The motion as presented CARRIED unanimously.

ARTICLE 6

It was moved and seconded to adopt, pursuant to Article 5 of the Home Rule Charter, the proposed line item budget as recommended by the Finance Committee and printed in the Warrant.

Town Manager Montuori made the following adjustments as a result of the action taken in Article 5.

Account #300-5200 – Billerica Public Schools - $7,398,329 making the total for Account 300 $47,575,724 and
Account #710-7150 – Town Debt Principal $3,357,757, making the total for Account 710 $5,277,129

Deputy Moderator Gilbert Moreira assumed the Chair and went through the budget, department by department. Anyone wishing to discuss a particular budget or line item then placed a "hold" on that item.

Moderator Sullivan resumed the Chair.

Rep. Moreira moved that all budget items not held be voted as recommended by the Finance Committee. Seconded. The motion CARRIED.

Account #122-5400 – Board of Selectmen – Supplies & Expenses
The sum of $1,000 to fund Acct. #122-5400 was moved, seconded and VOTED.

Account #123 – Town Manager
The sum of $329,834 was moved, seconded and VOTED to fund the Town Manager's budget as set forth in the Warrant.

Account #125 – Systems Administration
The sum of $466,038 was moved, seconded and VOTED to fund the Systems Administration budget as set forth in the Warrant.

Account #192-5400 – Town Hall – Supplies & Expenses
The sum of $97,298 was moved, seconded and VOTED to fund this account.

Account #131 – Finance Committee – Reserve Fund
The sum of $40,000 was moved, seconded and VOTED to fund the Reserve Fund.

Account #163-5110 – Board of Registrars – Personnel
The sum of $67,197 was moved, seconded and VOTED to fund this account.

Account #163-5400 – Board of Registrars – Supplies & Expenses
The sum of $6,275 was moved, seconded and VOTED to fund this account.

Account #171-5110 – Conservation Commission – Personnel
The sum of $99,431 was moved, seconded and VOTED to fund this account.

Rep. Moreira moved to adjourn until Thursday evening at 7:30 p.m. Seconded. The motion CARRIED. The first session of the Spring Town Meeting adjourned at 10:31 p.m.

A True Copy
Shirley E. Schult, CMC, CMMC, Town Clerk

Prior to the start of Town Meeting, the following persons were caucused in as Town Meeting Members:
Precinct 1: Craig E. Rich, 23 Hilltop Road
Precinct 8: Mario Culot, 369 Boston Road, #405
Daniel C. Rosa, Jr., 24 Sequoia Street
Precinct 10 elected John S. King as their representative on the Rules Committee.

A quorum count was called. With one hundred forty-nine (149) Town Meeting Members present, the second session of the Spring Town Meeting was declared in session at 7:38 p.m.

ARTICLE 6 – cont.
Account #176-5190 – Board of Appeals – Contractual Obligations
The sum of $3,439 was moved, seconded and VOTED to fund this account.

Account #176-5200 – Board of Appeals – Contract Services/Leases
The sum of $80 was moved, seconded and VOTED to fund this account.

Account #541-5256 – Council on Aging - Utilities
The sum of $5,000 was moved, seconded and VOTED to fund this account.

Account #291-5110 – Emergency Management – Personnel
The sum of $9,027 was moved, seconded and VOTED to fund this account.

Account #292 – Dog Officer Budget
The sum of $56,661 was moved, seconded and VOTED to fund the Dog Officer budget as set forth in the Warrant.

Account #510-5130 – Board of Health – Overtime
The sum of $4,411 was moved, seconded and VOTED to fund this account.

Account #421-5110 – Public Works Administration – Personnel
The sum of $340,727 was moved, seconded and VOTED to fund this account.

Account #422-5110 – Highway Department – Personnel
The sum of $874,579 was moved, seconded and VOTED to fund this account.

Account #450 – Water Division – Budget
The sum of $2,310,463 was moved, seconded and VOTED to fund the Water Division Budget as set forth in the Warrant.

Account #491 – Cemetery Parks/Trees Budget

The sum of $509,017 was moved, seconded and VOTED to fund the Cemetery Parks/Trees Budget as set forth in the Warrant.

Account #300 – Billerica - Public Schools
The amended figure of $47,575,724 was moved, seconded and VOTED to fund the Billerica Public School Budget.

Account #710-7150 – Debt & Interest – Town Debt - Principal
The amended figure of $3,357,757 was moved, seconded and VOTED to fund this account.

Account #710-7550 – Debt & Interest – Town Debt - Interest
The sum of $1,819,372 was moved, seconded and VOTED to fund this account.

Solid Waste Account
The figure of $2,876,528 was moved, seconded and VOTED to fund the Solid Waste Account.

Town - Building Insurance Account
The figure of $475,845 was moved, seconded and VOTED to fund the Town Building Insurance Account.

Town - General Office Supplies
The figure of $40,000 was moved, seconded and VOTED to fund Town General Office Supplies.

Abandoned Buildings Account
The figure of $15,000 was moved, seconded and VOTED to fund the Abandoned Buildings Account.

Legal Account
The figure of $160,000 was moved, seconded and VOTED to fund the Legal Account.

Rep. Moreira moved to ratify and affirm all action taken under Article 6, the Budget. Seconded. The motion CARRIED.

FISCAL YEAR 2004 TOWN BUDGET – As Voted

122 – Board of Selectmen		
5110	Personnel	63,902
5190	Contractual Obligations	3,743
5400	Supplies & Expenses	1,000
5200	Contract Services/Leases	6,720
	NMCOG Assessment	9,389
5800	Capital Outlay	-
	TOTAL	**84,754**

123 – Town Manager		
5110	Personnel	254,089
5120	Permanent Part Time	15,392
5130	Overtime	3,000
5190	Contractual Obligations	6,878
5400	Supplies & Expenses	9,000
5200	Contract Services/Leases	1,000
	Comm. Plan./Proj./Tech. Asst.	8,000
	Pensions	475
	Emp. Medical Exams	10,000
	Prof. Training/Development	8,000
	Town Rep./TM Handout	12,000
	Uniforms/Merit Wage	2,000
	Assessment Center	-
	Capital Outlay	-
	TOTAL	**329,834**
125 – Systems Admin.		
5110	Personnel	62,783
5190	Contractual Obligations	350
5400	Supplies & Expenses	46,845
5200	Contract Services/Leases	356,060
5800	Capital Outlay	-
	TOTAL	**466,038**
135 – Town Accountant		
5110	Personnel	143,342
5190	Contractual Obligations	700
5400	Supplies & Expenses	2,000
5200	Contract Services/Leases	2,000
	Town Audit	35,000
5800	Capital Outlay	-
	TOTAL	**183,042**
141 – Assessor		
5110	Personnel	191,621
5120	Permanent Part Time	25,038
5190	Contractual Obligations	12,353
5400	Supplies & Expenses	2,400
5200	Contract Services/Leases	57,000
5800	Capital Outlay	-
	TOTAL	**288,412**
145 – Treasurer/Collector		
5110	Personnel	544,457
5120	Permanent Part Time	19,332
5130	Overtime	2,000
5190	Contractual Obligations	15,572
5400	Supplies & Expenses	17,427
5200	Contract Services/Leases	27,505
	Town Health Insurance	3,145,853
	Town Medicare	217,775
5235	Tax Revenue Collection	74,000
5800	Capital Outlay	-
	TOTAL	**4,063,921**

161 – Town Clerk		
5110	Personnel	189,414
5190	Contractual Obligations	7,836
5400	Supplies & Expenses	405
5200	Contract Services/Leases	3,575
5800	Capital Outlay	-
	TOTAL	**201,230**
192 – Town Hall		
5110	Personnel	38,085
5190	Contractual Obligations	800
5400	Supplies & Expenses	97,298
5400	Custodial Supplies	4,800
5200	Contract Services/Leases	25,460
	Cleaning Services	-
5256	Utilities	127,440
5800	Capital Outlay	-
	TOTAL	**293,883**
543 – Veterans Services		
5110	Personnel	98,743
5190	Contractual Obligations	6,039
5400	Supplies & Expenses	2,540
5200	Contract Services/Leases	360
5280	Veterans Benefits	270,000
	TOTAL	**377,682**
129 – Cable Advisory Committee		
5120	Permanent Part Time	-
5400	Supplies & Expenses	-
	TOTAL	**-**
131 – Finance Committee		
5120	Permanent Part Time	1,000
5400	Supplies & Expenses	50
5200	Contract Services/Leases	1,520
	Reserve Fund	40,000
	TOTAL	**42,570**
163 – Board of Registrars		
5110	Personnel	67,197
5120	Permanent Part Time	3,615
5130	Overtime	518
5190	Contractual Obligations	3,789
5400	Supplies & Expenses	6,275
5200	Contract Services/Leases	3,750
5800	Capital Outlay	-
	TOTAL	**85,144**
162 – Election Department		
5120	Permanent Part Time	22,934
5400	Supplies & Expenses	1,200
5200	Contract Services/Leases	25,004
5800	Capital Outlay	-
	TOTAL	**49,138**
171 – Conservation Commission		
5110	Personnel	99,431
5120	Permanent Part Time	27,006

5190	Contractual Obligations	5,106
5400	Supplies & Expenses	80
5200	Contract Services/Leases	824
	Beaver Dam Control	7,500
5800	Capital Outlay	-
	TOTAL	**139,947**
175 – Planning Board		
5110	Personnel	103,887
5120	Permanent Part Time	-
5130	Overtime	2,587
5190	Contractual Obligations	4,956
5400	Supplies & Expenses	410
5200	Contract Services/Leases	710
5800	Capital Outlay	-
	TOTAL	**112,550**
176 – Board of Appeals		
5110	Personnel	41,303
5120	Permanent Part Time	750
5130	Overtime	2,838
5190	Contractual Obligations	3,439
5400	Supplies & Expenses	160
5200	Contract Services/Leases	80
5800	Capital Outlay	-
	TOTAL	**48,570**
541 – Council on Aging		
5110	Personnel	120,798
5120	Permanent Part Time	48,130
5190	Contractual Obligations	2,012
5400	Supplies & Expenses	3,000
5200	Contract Services/Leases	8,000
5256	Utilities	5,000
5800	Capital Outlay	-
	TOTAL	**186,940**
561 – Commission on Disabilities		
5400	Supplies & Expenses	-
5200	Contract Services/Leases	200
	TOTAL	**200**
563 – Housing Partnership		
5150	Temporary/Seasonal	-
5400	Supplies & Expenses	120
	TOTAL	**120**
691 – Historical Commission		
5400	Supplies & Expenses	100
5200	Contract Services/Leases	380
	TOTAL	**480**
210 – Police Department		
5110	Personnel	3,708,236
5120	Permanent Part Time	-
5130	Overtime	524,160
5190	Contractual Obligations	1,144,777
5400	Supplies & Expenses	268,755
5200	Contract Services/Leases	84,250
5800	Capital Outlay	105,964
	TOTAL	**5,836,142**

220 – Fire Department		
5110	Personnel	4,025,354
5120	Permanent Part Time	10,932
5130	Overtime	600,000
5190	Contractual Obligations	806,348
5400	Supplies & Expenses	155,950
5200	Contract Services/Leases	91,955
5256	Utilities	62,340
5800	Capital Outlay	-
	TOTAL	**5,752,879**
231 – Ambulance		
5110	Personnel	394,295
5120	Permanent Part Time	15,000
5130	Overtime	103,800
5190	Contractual Obligations	48,529
5400	Supplies & Expenses	37,544
5200	Contract Services/Leases	9,953
5800	Capital Outlay	-
	TOTAL	**609,121**
291 – Emergency Management		
5110	Personnel	9,027
5400	Supplies & Expenses	3,000
5800	Capital Outlay	-
	TOTAL	**12,027**
292 – Dog Officer		
5110	Personnel	35,227
5120	Permanent Part Time	15,190
5130	Overtime	-
5190	Contractual Obligations	-
5400	Supplies & Expenses	1,360
5200	Contract Services/Leases	2,044
5256	Utilities	2,840
5800	Capital Outlay	-
	TOTAL	**56,661**
241 – Building Department		
5110	Personnel	430,206
5130	Overtime	-
5150	Temporary/Seasonal	5,000
5190	Contractual Obligations	12,195
5400	Supplies & Expenses	6,950
5200	Contract Services/Leases	19,025
5800	Capital Outlay	-
	TOTAL	**473,376**
244 – Sealer Weights and Measures		
5120	Permanent Part Time	-
5400	Supplies & Expenses	350
5200	Contract Services/Leases	6,000
	TOTAL	**6,350**
510 – Board of Health		
5110	Personnel	248,476
5120	Permanent Part Time	55,344
5130	Overtime	4,411
5190	Contractual Obligations	15,349
5400	Supplies & Expenses	2,920
5200	Contract Services/Leases	12,856

5800	Capital Outlay	-
	TOTAL	**339,356**
410 – Engineering		
5110	Personnel	372,032
5130	Overtime	16,300
5190	Contractual Obligations	4,950
5400	Supplies & Expenses	8,000
5200	Contract Services/Leases	5,600
5800	Capital Outlay	-
	TOTAL	**406,882**
421 – Public Works Administration		
5110	Personnel	340,727
5120	Permanent Part Time	-
5130	Overtime	600
5190	Contractual Obligations	14,311
5400	Supplies & Expenses	2,000
5200	Contract Services/Leases	14,500
5800	Capital Outlay	-
	TOTAL	**372,138**
422 – Highway Department		
5110	Personnel	874,579
5130	Overtime Regular	60,000
5150	Temporary/Seasonal	-
5190	Contractual Obligations	16,265
5400	Supplies & Expenses	280,000
5200	Contract Services/Leases	112,000
5256	Utilities	10,000
5800	Capital Outlay	-
	TOTAL	**1,352,844**
Snow and Ice		
5131	Snow Overtime	70,000
5278	Snow and Sand Expenses	350,000
	TOTAL	**420,000**
441 – Sewer Department		
5110	Personnel	890,143
5150	Temporary/Seasonal	-
5130	Overtime	91,535
5190	Contractual Obligations	38,970
5400	Supplies & Expenses	395,700
5200	Contract Services/Leases	277,000
5256	Utilities	330,000
5800	Capital Outlay	-
	TOTAL	**2,023,348**
450 – Water Division		
5110	Personnel	999,844
5120	Permanent Part Time	26,613
5130	Overtime	179,520
5132	Flushing Program	45,900
5190	Contractual Obligations	36,540
5400	Supplies & Expenses	509,046
5200	Contract Services/Leases	128,000
5256	Utilities	385,000
5800	Capital Outlay	-
	TOTAL	**2,310,463**

491 – Cemetery Parks/Trees		
5110	Personnel	415,280
5120	Permanent Part Time	-
5130	Overtime	58,415
5190	Contractual Obligations	7,850
5400	Supplies & Expenses	40,328
	Mosquito Control	12,000
5200	Contract Services/Leases	14,144
5256	Utilities	6,000
5800	Capital Outlay	-
5100	Perpetual Care	(45,000)
	TOTAL	**509,017**
300 – Billerica Public Schools		
5160	Professional Salaries	33,659,467
5170	Clerical Salaries	
5180	Other Salaries	
5400	Supplies & Expenses	882,716
5200	Contract Services/Leases	7,398,329
5256	Utilities	1,100,325
	Building Insurance	140,000
	Workers Compensation	330,000
	Group Health Insurance	3,756,387
	Unemployment Insurance	25,000
	Medicare	260,000
	Debt Principal	
	Debt Interest	
	Temporary Borrowing	
5800	Capital Outlay	23,500
	TOTAL	**47,575,724**
310 – Shawsheen Technical School		
5300	Operating Costs	5,502,094
5800	Capital Outlay	-
	TOTAL	**5,502,094**
610 – Public Library		
5110	Personnel	337,857
5120	Permanent Part Time	387,358
5190	Contractual Obligations	14,350
5400	Supplies & Expenses	133,206
5200	Contract Services/Leases	48,805
	Cleaning Service	17,000
5256	Utilities	65,500
5800	Capital Outlay	-
	TOTAL	**1,004,076**
630 – Recreation Department		
5110	Personnel	153,972
5120	Permanent Part Time	68,000
5190	Contractual Obligations	4,100
5400	Supplies & Expenses	12,100
	Warrant Articles	-
5200	Contract Services/Leases	35,580
5256	Utilities	7,000
5800	Capital Outlay	-
	TOTAL	**280,752**

710 – Debt and Interest		
7150	Town Debt – Principal	3,357,757
7550	Town Debt – Interest	1,819,372
7580	New Debt Int – Town	-
7130	Temporary Borrowing	100,000
7170	Exempt 2.5 Principal	-
7180	New Debt - Town Principal	-
7570	Exempt 2.5 Interest	-
	TOTAL	**5,277,129**
Civic Events/Organizations		
	VFW-P, DAV, VFW-S	600
	Memorial Day/Homecoming	8,500
	Family First Night	5,000
	Middlesex Canal	1,500
	Beautification	1,000
	Scholarship Account	3,000
	TOTAL	**19,600**
Town System-wide		
	Solid Waste	2,876,528
	Town Building Insurance	475,845
	Town Workers' Compensation	193,182
	Town Unemployment Comp.	15,000
	Town Telephone System	100,000
	Town General Office Supplies	40,000
	Town Building Maintenance	100,000
	Abandoned Buildings	15,000
	Town Retirements	-
	Streetlights	200,000
	Legal	160,000
	TOTAL	**4,175,555**
TOTAL BUDGET		**$91,269,989**

ARTICLE 7

It was moved and seconded to allow the Town Manager, upon the request of a department head, board or commission, to make a transfer of funds between budget line items not to exceed a difference of $3,000 from the amount voted at Town Meeting per line item for the fiscal year 2004, with the exclusion of the travel accounts within the same department; transfers within department line items in excess of $3,000 for fiscal year 2004 must be approved by the Finance Committee; a written report from the Town Manager on all transfers of $3,000 and under must be provided to the Finance Committee on the first Tuesday of each month.

The Finance Committee recommended this article.

The motion as presented CARRIED.

ARTICLE 8

It was moved and seconded to authorize the transfer of $400,000, from the Sewer Expansion Fund to fund construction and modification to expand and upgrade the Richardson Street Pump Station.

The Finance Committee recommended this article.

The motion as presented CARRIED unanimously.

ARTICLE 9

It was moved and seconded to transfer in the amount of $100,000, from the monies accrued in the Cemetery Sale of Lots Account for the purpose of replacing a 1987 backhoe with a new backhoe/loader.

The Finance Committee unanimously recommended this Article.

The motion as presented CARRIED unanimously.

ARTICLE 10

It was moved and seconded to transfer in the amount of $20,000, from the monies accrued in the Cemetery Sale of Lots Account for the purpose of replacing a 1994 vehicle with a new 4 X 4 compact size pick up truck.

The Finance Committee recommended this Article.

The motion as presented CARRIED.

ARTICLE 11

It was moved and seconded that the Town, pursuant to the authority under M.G.L. Chapter 44, Section 53E ½, to continue a Revolving Fund for the purpose of receiving fees and making disbursements in connection with the authorized duties of the Board of Selectmen.

Telecommunications Revolving Fund

All revenues received by the Board of Selectmen from fees charged for the lease of space on water storage tanks owned by the Town for the purpose of placing telecommunication and testing equipment shall be deposited in this fund. No more than $30,000 shall be expended without further appropriation for the repair, maintenance and upgrading the water storage and distribution system.

	Balance Forward	Receipts	Expenses	Balance
FY 2002	$118,917	$16,873	-0-	$135,790
FY 2003 (2/28)	135,790	17,564	18,982	134,372

The Finance Committee recommended this Article.

The motion as presented CARRIED unanimously.

ARTICLE 12

It was moved and seconded that the Town, pursuant to authority under M.G.L., Chapter 44, Section 53E1/2 to continue a Revolving Fund for the purpose of receiving all revenues from Medicaid and all revenues received from health insurance companies for special needs children and the BEAM Program, and making disbursements in connection with the authorized duties of the School Department. The School Superintendent or his designee is authorized to expend from this fund, but no more than $650,000 shall be expended without further appropriation for special needs education and BEAM.
or act in relation thereto.

	Balance Forward	Receipts	Expenses	Balance
FY 2002	$394,319	$805,269	$530,710	$668,878
FY 2003 (2/28)	$668,878	$229,567	$296,785	$601,660

The Finance Committee unanimously recommended this Article.

Slight discussion ensued.

The motion as presented CARRIED unanimously.

ARTICLE 13

It was moved and seconded to authorize the Board of Selectmen to purchase all or a part of a certain parcel of land located in Billerica shown on Assessor's Map as Plate 50, Parcel 73, B & M Corp. for the installation of a water main or any other municipal purpose and the cost of such purchase shall not exceed $12,120.

The Finance Committee recommended this Article.

The motion as presented CARRIED unanimously.

ARTICLE 14

It was moved and seconded to authorize the Board of Selectmen to grant an easement to Massachusetts Electric of the Vietnam Veteran's Park for the operation and maintenance of underground utility lines.

The Finance Committee recommended this Article.

The motion as presented CARRIED unanimously.

ARTICLE 15

It was moved and seconded to authorize the Board of Selectmen to acquire by gift, purchase or eminent domain the following rights in land parcels for the purpose of obtaining secure permanent and temporary sewer easements, for the construction and maintenance of sewer lines for Contract 32C:

Connolly Road neighborhood Temporary and Permanent sewer easements

Nickerson Drive neighborhood	Temporary and Permanent sewer easements
Boynton Avenue neighborhood	Temporary and Permanent sewer easements
Alrose Drive neighborhood	Temporary and Permanent sewer easements

The Finance Committee recommended the Article.

The motion as presented CARRIED unanimously.

ARTICLE 16

It was moved and seconded to establish a revolving fund under MA General Laws, Chapter 44, section 55E ½, for the purposes of administering the filing fee provisions of the Wetland Protection By-law, and further that: the Conservation Commission may expend the fund, without appropriation, for expenses reasonably related to its duties and responsibilities as provided herein; that expenditures from same shall not exceed $25,000 in the fiscal year; and that the Conservation Commission will report to the next annual Town Meeting on the receipts and expenditures of the revolving fund.

The Finance Committee unanimously recommended this Article.

Several Representatives expressed the opinion that it is not a good idea to have an enterprise fund, as this will take monies away from the General Fund.

Conservation Commission Member James Miller stated that the By-Law, which was voted last year and approved by the Attorney General mandates that a revolving fund be established and sets forth what these funds can be used for.

Rep. Morris moved to lay this article on the table. Seconded. The motion to lay on the table was put to a rising vote. With fifty-seven (57) in favor and ninety-eight (98) opposed, the motion LOST.

Heated debate continued at length.

Rep. Ramos moved the question. Seconded. The motion to end debate CARRIED.

The motion as presented CARRIED.

ARTICLE 17

It was moved and seconded accept to the following parcels pursuant to M.G.L. Chapter 60, Section 77C. The parcels are as follows:

PLATE & PARCEL	LOCATION	ASSESSMENT	TAXES OWED
Plate 85, Parcel 215	Algonquin Drive	90,200	21,723.74
Plate 98, Parcel 247	Rear Wildbrook Road (Formerly Wildwood)	200	216.81
Plate 98, Parcel 139-1	Shawsheen Road	134,000	37,645.12
Plate 98, Parcel 139-2	Shawsheen Road	49,700	11,985.76

Plate 81, Parcel 102	Marshbrook Road	23,300	9,017.28
Plate 44, Parcel 163,	Governor Fuller Road	14,800	2,098.95
Plate 94, Parcel 55,	Nashua Road	109,900	28,489.20
Plate 94, Parcel 56,	Nashua Road	113,000	28,669.63
Plate 102, Parcel 22,	Nashua Road	113,700	29,662.54
Plate 52, Parcel 7-18,	Miller's Farm Road	34,900	4,325.78
Plate 105, Parcel 84,	Hamilton Avenue	13,100	16,573.25
Plate 106, Parcel 117,	Riverbank Terrace	93,100	32,531.56
Plate 98, Parcel 141,	Riverbank Terrace	12,000	6,862.82
Plate 26, Parcel 108,	Waterwheel Lane	11,300	4,638.08
Plate 100, Parcel 44,	Praise Street	35,600	43,275.66
Plate 9, Parcel 173,	Holt Street	18,000	4,630.72
Plate 36, Parcel 84	Whipple Road	18,200	6,642.69

The Finance Committee recommended this article.

Rep. Frank Busalacchi moved to amend the article by adding the words "that these parcels are to be used for affordable housing or kept as open space only." Seconded.

Rep. Looney moved to amend the Article to remove the words "affordable housing" and add "or used as recreational purposes only" from Rep. Busalacchi's amendment. Seconded.

Rep. Dampolo moved the question on the second amendment. Seconded. The motion to end debate CARRIED.

The amendment to strike the words "affordable housing" and add "or used as recreational purposes only was put to a rising vote. With ninety-one (91) in favor and seventy-one (71) opposed, the amendment CARRIED.

Discussion continued on the amendment, which now reads, "that these parcels are to be used as open space or used as recreational purposes only.
Rep. Dampolo moved the question. Seconded. The motion to end debate CARRIED.

The amendment CARRIED.

The main motion with the amendment attached thereto CARRIED.

Rep. Greeley moved to reconsider Article 17. Seconded. The motion was put to a rising vote. With fifty-seven (57) in favor and one hundred one (101) opposed, reconsideration LOST.

ARTICLE 18

It was moved and seconded that the Town, pursuant to Mass. General Laws C 40, Section 3, authorize the Board of Selectmen to sell, transfer or donate the following parcels of land owned by the Town of Billerica for use for affordable housing:

LOCATION	PARCEL	ACREAGE
Eskimo Way	67-10-0	.22
Nashua Road	77-164-0	.17
Pheasant Road	92-13 & 92-14	.28 & .28
Pinedale Avenue	100-6-0	.23
Pinedale Avenue	100-8-0	.23
Pond Street	24-57-0 & 24-197	.25
Rosewood Avenue	49-222-0	.64

The Finance Committee recommended the Article.

Rep. Johnson moved to amend the article by inserting after the words "Town of Billerica," the words "persons eligible to purchase affordable housing".

Town Manager Montuori explained that the Town hoped to partner with the Shawsheen Vocational School and Habitat for Humanity to construct affordable housing. He urged the Body to vote against the amendment.

Rep. Ramos moved to amend the article by adding the words "by a non-profit organization Seconded.

Rep. Moreira moved to end debate. Seconded. The motion to end debate CARRIED.

Rep. Ramos' amendment was put to a rising vote. With ninety-nine (99) in favor and fifty-eight (58) Opposed, the amendment CARRIED.

Rep. Dampolo moved the question. Seconded. The motion to end debate CARRIED.

The amendment by Rep. Johnson was put to a vote. The motion LOST.

Rep. Gilbert Moreira moved to amend the article by adding the words "for single family homes only" after the two Pinedale Avenue parcels Seconded.

Rep. Amato moved the question. Seconded. The motion to end debate CARRIED.

The amendment by Rep. Moreira was put to a rising vote. With eighty-two in favor and sixty-six opposed, the motion CARRIED.

The main motion with the amendments attached thereto CARRIED.

ARTICLE 19

It was moved and seconded to amend the General By-Laws, Article IV – entitled "Public Ways" by adding the following new Section 8:

8. Placement of Structures on Public Ways

8.5 Intent and Purpose: This section shall govern the placement of structures on public ways and way under the jurisdiction of the Town of Billerica.

8.6 Permit Required: No person shall place any structure or part of a structure on a public way or way under the jurisdiction of the Town of Billerica without a permit from the Board of Selectmen.

8.7 Approval, Conditions: The Selectmen may approve an application, with or without conditions, for the placement of a structure or part of a structure on a public way under the jurisdiction of the town of Billerica. The Selectmen may deny such application in the interest of public health, public safety or public convenience.

8.8 Regulations: The Selectmen shall have the authority to adopt regulations for the implementation and administration of this by-law.

The Finance Committee recommended this Article. The Rules Committee recommended. The Selectmen recommended.

Slight discussion ensued.

Rep. McLaughlin moved the question. Seconded. The motion to end debate CARRIED.

ARTICLE 20

It was moved and seconded to accept the provisions of G.L. Chapter 184, of the Acts of 2002 (Amending G.L. 59, Section 5 (41C), effective July 1, 2003, in order to adjust the age from 70 to 65, income and asset requirements from $20,000 single applicant and $30,000 married applicant to $40,000 single applicant and $50,000 married applicant that seniors must meet to qualify for the Clause 41C exemption.

The Finance Committee recommended this Article.

The motion as presented CARRIED unanimously.

ARTICLE 21

It was moved and seconded to accept the following street as public ways in accordance with the layouts adopted by the Board of Selectmen and on file with the Town Clerk and to authorize the Board of Selectmen to accept gifts of easements for said public ways and associated easements for drainage or other purposes, and further to allocate sufficient funds for the widening, reconstruction, repairing, and/or paving of said streets.

STREETS		
Seminole Road	from Riverside Road to dead-end	110 Feet

The Finance Committee recommended this article.

The Street Acceptance Committee unanimously recommended this article.

The motion as presented CARRIED.

Rep. Moreira moved to adjourn until Tuesday night at 7:30 p.m. Seconded. The motion to adjourn CARRIED. The second session of the Annual Spring Town Meeting stood adjourned at 10:15 p.m.

A True Copy
Shirley E. Schult, CMC, CMMC, Town Clerk

ANNUAL SPRING TOWN MEETING
MAURICE A. BUCK MEMORIAL AUDITORIUM
THIRD SESSION – MAY 13, 2003

A quorum count was called. With one hundred forty-five (145) Town Meeting Members present, the third session of the Annual Spring Town Meeting was declared in session at 7:31 p.m.

It was moved, seconded and VOTED unanimously to move Article 33 to the second order of business tonight.

It was moved, seconded and VOTED to move Article 32 to the third order of business tonight.

It was moved, seconded and VOTED to allow Chelmsford resident, Bill Griffin to speak on Articles 32 and 33. He is the designated speaker for the residents abutting the property referenced in these articles.

It was moved, seconded and VOTED to move Article 31 to the fourth order of business.

It was moved, seconded and VOTED to move Article 30 to the fifth order of business.

ARTICLE 22
It was moved and seconded to amend the Zoning By-Laws as written in the warrant and striking the letter "C" in Section L.ss1 so that it reads "Section 2".

The Finance Committee recommended this Article.

Planning Board Member Pasciuto gave the report of the public hearing held on April 14, 2003 at 8:45 p.m. Due notice was given in the Billerica Minuteman on March 27 and April 3, 2003. On a positive motion to recommend, the Board voted four (4) in favor and three (3) opposed. Therefore, the Board recommended this Article. The Board concluded that the new by-law would streamline and provide clear guidelines for approval of waivers.

Rep. Mollison, Chairman of the Adequate Access By-Law Review Committee gave a detailed presentation.

Rep. Stephen Wetzel and Rep. Stephen Hart, Adequate Access By-Law Review Committee members gave minority reports and urged that this by-law be defeated.
Rep. O'Donnell moved to amend the article by striking the words "Planning Board" wherever they appear in the Article and inserting the words "Board of Selectmen" in their place. Seconded.

Selectman Correnti spoke in favor of allowing this to be under the Planning Board. Subdivision Control gives the Planning Board statutory authority to waive roadway requirements.

Moderate discussion ensued.

Rep. Woodford moved the question on the amendment. Seconded. The motion to end debate CARRIED.

The amendment to strike "Planning Board" and inserting "Board of Selectmen" LOST.

Rep. Bowen moved to amend subsection 3.i of the article by inserting after the words "The Planning Board may grant" the words "by a 2/3's vote".

Discussion continued both pro and con on this amendment.

Rep. Liberatore moved the question. Seconded. The motion to end debate CARRIED.

The amendment by Rep. Bowen was put to a rising vote. With one hundred two (102) in favor and sixty-seven (67) opposed, the amendment CARRIED.

Rep. Coppinger moved to amend the article by

(1) deleting in Section 3.g.iii the words "or Zoning Board of Appeals".
(2) Deleting in Section 4.d, the words "may be made to the Board of Appeals pursuant to M.G.L.c.40A, ss 8 and 15 within thirty (30) days of receipt of the decision letter from the Planning Board. An appeal of a decision of the Board of Appeals"
(3) Deleting in Section 5 the words "Zoning Board of Appeals and the" and by changing the word "are" to "is"

Seconded.

Rep. Bowen moved the question. Seconded. The motion to end debate CARRIED.

The amendment by Rep. Coppinger CARRIED.

Discussion continued at length.

Rep. Dampolo moved the question. Seconded. The motion to end debate CARRIED.

The main motion as presented and amended was put to a rising vote. With ninety-nine (99) in favor and fifty-two (52) opposed, the motion LOST.

Rep. Pasciuto moved to reconsider Article 22. Seconded. The motion LOST.

ARTICLE 23
It was moved, seconded and VOTED to dismiss Article 23.

ARTICLE 33
It was moved and seconded to amend the Zoning By-Laws and Zoning Map by rezoning from an Industrial Zone District to a Village Residential District a parcel of land located off Rangeway Road in said Town, bounded and described as written in the warrant.

The Finance Committee recommended this Article.

Planning Board Member Pasciuto gave the report of the Public Hearing held on April 14, 2003. Due notice was given in the Billerica Minuteman on March 27 and April 3, 2003. On a positive motion to recommend, the Board voted one (1) in favor, one (1) abstention, three (3) opposed and two (2) absent. Therefore, the Board did not recommend this article.

Chelmsford resident Bill Griffin, spokesman for the Chelmsford abutters to this area spoke on this article.

Attorney James Dangora, Sr., counsel for the petitioners, made a presentation.

Much discussion ensued. Many questions were raised relative to the only access being through a residential neighborhood in Chelmsford. There were concerns relative to safety vehicles being able to access this area.

Rep. McLaughlin moved the question. Seconded. The motion to end debate CARRIED.

The motion as presented was put to a rising vote. With twenty-seven (27) voting in favor and one hundred twenty-three (123) opposed, the motion LOST.

ARTICLE 32
It was moved, seconded and VOTED to dismiss Article 32.

Rep. Dampolo moved to adjourn. Seconded. The motion to adjourn CARRIED. The third session of the Annual Spring Town Meeting stood adjourned at 10:31 p.m. until Thursday evening.

A True Copy
Shirley E. Schult, CMC, CMMC, Town Clerk

A quorum count was called. With one hundred twenty-five (125) Town Meeting Members present, the fourth session of the Annual Spring Town Meeting was declared in session at 7:35 p.m.

It was moved, seconded and VOTED to make Article 29 the third order of business.

ARTICLE 31
It was moved and seconded to amend the Zoning By-Laws and Zoning Map by rezoning from Industrial to Rural Residence District the land owned by Swanson Woods, LLC on Rangeway Road, a portion of Assessors' Map 38, Parcel 1, bounded and described as written in the Warrant.

The Finance Committee recommended this article.

Planning Board Chairman Marasco gave the report of the Public Hearing held on April 14, 2003 at 8:30 p.m. Due notice was given in the Billerica Minuteman on March 27 and April 3, 2003. On a positive motion to recommend, the Board voted six (6) in favor and one (1) absent to recommend this article. The Board concluded that rural residential zoning at this location on Rangeway Road is appropriate. The Board saw the recent development across Rangeway Road and the existing character of the neighborhood as contributing factors.

Attorney Stephen Lentine, Counsel for the proponent, explained the article. He indicated that the eleven front acres of the entire parcel is to be rezoned. The 24 rear acres would remain industrial.

Several representatives spoke in opposition to this rezoning.

Rep. Wilson moved the question. Seconded. With ninety-six (96) in favor and thirty-two (32) opposed, debate was cut off.

The motion as presented was put to a rising vote. With seventy-nine (79) in favor and sixty-two (62) opposed, the motion LOST.

ARTICLE 30
It was moved, seconded and VOTED to dismiss Article 30.

ARTICLE 29
Is was moved and seconded to accept Manning Road from Fortune Drive to Route 3, as a public way in accordance with the layout adopted by the Board of Selectman and the plan on file with the Town Clerk.

The Finance Committee recommended this article. The Street Acceptance Committee recommended this article.

The motion to accept Manning Road from Fortune Drive to Route 3 CARRIED unanimously.

ARTICLE 24

It was moved and seconded to amend the Zoning By-Law by adding the following to become Section 16F:

> "All permit fees for special permits, variances and public hearings shall be waived if they include affordable housing units as defined by this by-law. This shall not include mailing or advertising costs which shall remain the responsibility of the applicant."

The Finance Committee recommended this article.

Planning Board Member Pasciuto gave the report of the public hearing held on April 29, 2003 at 7:20 p.m. Due notice was given in the Billerica Minuteman on April 10 and April 17, 2003. On a positive motion to recommend, the Board voted five (5) in favor and two (2) absent to recommend this article. Applicants for Special Permits and Variances would not be charged certain fees if they provide affordable housing units. This action was recommended in the Town's Master Plan adopted at the Fall 2002 Town Meeting.

Town Planner, Peter Kennedy explained the fees that would be involved.

Rep. Smith questioned that if 10% of the new houses being built are affordable, how does the Town ever reach the 10% affordable housing goal.

Rep. Lally moved the question. Seconded. With one hundred one (101) in favor and thirty-four (34) opposed, debate was cut off.

A rising vote was taken on the motion. With fifty-three (53) voting in favor and eighty-four (84) opposed, the motion LOST.

Rep. Correnti moved to reconsider Article 24. Seconded. Rep. Rawlings moved the question. Seconded. The motion to end debate CARRIED. The motion to reconsider Article 24 LOST.

ARTICLE 25

It was moved and seconded to amend the Zoning By-Laws as follows:

Add the following to sections 5.C.4.i. (2)(b), 5.E.4.b (1) and 5.E.5.b (2) under "Requirements for Use" subsection:

DENSITY INCENTIVE

In addition to the density allowed under this subsection, densities may be increased by 20% if at least half of all additional units created are affordable as defined by Section 2 of this by-law under the entry "Affordable Housing Unit". (As an example: If you can build 10 dwelling units by right or special permit then you could build twelve (12) if one (1) of the additional two (2) units is affordable. In cases where 10% affordable is required you would end up providing 2 affordable units and 10 market units).

Amend the bulleted subsection "DENSITY" under section 5.C.4.i. (2)(b), 5.E.4.b (1) and 5.E.5.b (2)

- A minimum of 7,500 square feet of land shall be required for each dwelling unit. If consistent with M.G.L. ch. 40B ss 20-23 minimum shall be 6,800 square feet.

To read:

- A minimum of 6,800 square feet of land shall be required for each dwelling unit.

And amend the subsection Affordable Housing Component under sections 5.C.4.i. (2)(b), 5.E.4.b (1) and 5.E.5.b (2) to read:

Affordable Housing Component

Ten percent of the units created under these provisions shall be affordable as defined by Section 2. of this by-law under the entry "Affordable Housing Unit". The Billerica Housing Authority is exempt from this requirement because the units under their control are categorically affordable.

The Finance Committee recommended this article

Planning Board Chairman Marasco gave the report of the public hearing held on April 28, 2003. Due notice was given in the Billerica Minuteman on April 10 and April 17, 2003. On a positive motion to recommend, the Board voted five (5) in favor and two (2) absent. Therefore, the Board recommended this article. This article will provide a 20% density bonus in the town's Townhouse Overlay, Elderly Housing Overlay and Multi-Family Districts if affordable units are provided beyond the required 10% and the increase in density from 6.4 units per acre to 7.7 units would not overburden the town nor the neighborhoods.

Many representatives spoke in favor of this article as a way to increase the percentage of affordable housing within the Town.

Rep. McCarthy moved the question. Seconded. The motion to end debate CARRIED.

The motion as presented was put to a rising vote. With one hundred twenty-six (126) voting in favor and twenty-one (21) opposed, the motion CARRIED.

Rep. McDonald moved to reconsider Article 25. Seconded. The motion for reconsideration LOST.

ARTICLE 26

It was moved and seconded to amend the Zoning By-Laws by adding a new section 5.C.6.j. (3) to read as follows:

(3) By Special Permit

Multi-Family use by special permit as described under section 5.C.4.i. (2)(b) with these additional "Requirements for Use":

- The lot is used solely for multi-family use and is not mix use.
- The site shall contain a minimum of one (1) acre and a maximum of three (3) acres of land notwithstanding the multifamily district minimum site size.

And to amend the use table under Section 5.F to allow multifamily use by special permit from the Planning Board in the RESIDENTIAL USES table fifth row "Multi-family residence" sixth column labeled "GB" by placing an "SA" into the table at that location.

Planning Board Member Pasciuto gave the report of the public hearing held on April 28, 2003. Due notice was given in the Billerica Minuteman on April 10 and April 17, 2003. On a positive motion to recommend, the Board voted five (5) in favor and two (2) absent. Therefore the Board recommended this Article to Town Meeting. This would allow multi-family development by special permit in the general business District, thus benefiting the Town in two ways. First, it would increase the supply of affordable housing and secondly, support upgrading marginal properties along Boston Road.

The Finance Committee voted unanimously not to recommend this article. Based on the original article, the Committee felt that this allowed rezoning of land by the Planning Board and took that function away from Town Meeting.

Town Planner Peter Kennedy explained the intent of the article.

Moderate discussion ensued.

Rep. O'Donnell moved the question. Seconded. With one hundred twenty-one (121) in favor and eight (8) opposed, debate was cut off.

A rising vote was taken on the motion as presented. With six (6) in favor and one hundred thirty-two (132) opposed, the motion LOST.

ARTICLE 27

It was moved and seconded to amend Section 5.E.3 (b)(1) of the Zoning By-Laws under "Requirements for Use" subsections as printed in the Warrant.

Planning Board Member Pasciuto gave the report of the public hearing held on April 28, 2003. Due notice was given in the Billerica Minuteman on April 10 and April 17, 2003.

On a positive motion to recommend, the Board voted five (5) in favor and two (2) absent. Therefore, the Board did recommend this article.

Moderate discussion ensued both pro and con.

Rep. Dampolo moved the question. Seconded. The motion to end debate CARRIED.

The motion as presented was put to a rising vote. With sixty-one (61) in favor and sixty-five (65) opposed, Article 27 LOST.

ARTICLE 28

It was moved and seconded to amend the Zoning By-Law by adopting a zoning map, which is on record with the Town Clerk entitled "Zoning Map of the Town of Billerica, Massachusetts May 1, 2003". Such map shall become a part of the Zoning By-Law.

The Finance Committee recommended this article.

Planning Board Chairman Marasco gave the report of the public hearing held on April 28, 2003. Due notice was given in the Billerica Minuteman on April 10 and April 17, 2003. On a positive motion to recommend, the Board voted five (5) in favor and two (2) absent. Therefore the Board did recommend this article. This addresses a deficiency in the Zoning By-Law by adding an official zoning map. This map has been completely updated to accurately reflect the boundaries of the zoning districts within the town and will make the administration and enforcement of the by-law more efficient,

Rep. McCarthy moved the question. Seconded. The motion to end debate CARRIED.

The main motion as presented was put to a rising vote. With one hundred thirty-six (136) in favor and zero (0) opposed, the motion CARRIED unanimously.

Deputy Moderator Moreira moved to ratify and affirm all action taken at this Spring Town Meeting of May 6, 2003. Seconded. The motion CARRIED.

Deputy Moderator Moreira moved to adjourn the Annual Spring Town Meeting of May 6, 2003. Seconded. The motion to adjourn CARRIED. The Annual Spring Town Meeting was declared dissolved at 9:25 p.m.

A True Copy
Shirley E. Schult, CMC, CMMC, Town Clerk

It is with great pleasure that the Board of Selectmen and the Town Manager present this Annual Report for Fiscal Year 2003. Fiscal Year 2003 was a successful year for the Town of Billerica, particularly as difficult financial issues presented problems for us and all Massachusetts Communities.

Town Infrastructure Improvements

Phase I Sewer Construction began in the River Pines area of the Town. This $7.5 million project will continue into Fiscal Year 2004 and 2005. Phase II of the River Pines Area project should begin in the Summer/Fall of 2004. Roadway work also continued throughout the Town. Eighteen (18) miles of roadways were paved and road reconstruction took place on Stag and Doe Drives. Improvements to the Treble Cove Road and Route 4 intersection reached 90% completion. Traffic lights were installed and this intersection was reconstructed. Also, construction of the new Water Treatment Plant began and the project is scheduled for completion in 36 months. Carlin Construction was awarded the contract to construct this new facility.

The new Senior Center project began in Fiscal Year 2003. Northern Contracting was awarded the bid and construction began in February of 2003 to renovate the Town's former Library. The project is scheduled to be completed in the Winter of 2004 and the New Senior Center will officially open in March 2004.

Renovations also took place at the Howe Museum. The building's electrical, plumbing and fire services were updated. Demolition of interior walls and ceilings created an open floor plan in the facility for future use as the Town's Museum. Shawsheen Regional Vocational School students will be making further improvements to the facility in Fiscal Year 2004.

Town Finances

Town finances remained stable in Fiscal Year 2003. Critical services were maintained within the Town's $94.4 million budget. Funding for the Operating Budget came from the tax levy, State Aid and other local revenues. The Town also funded a Capital Budget totaling $8.7 million for items such as design and sewer installation, a new radio system for our Public Safety Departments, equipment for the DPW and a new ambulance. The Town increased its reserves by placing $771,368 into the Stabilization Fund which will allow the Town the ability to maintain needed services and continue projects during the downturn in the economy. The economic problems started during Fiscal Year 2003 and the Town saw the results of its impact when the Commonwealth reduced our State Aid mid-year and increased our charges. This action forced the Town and the Schools to impose a freeze on spending to make up for a $657,000 shortfall. At the end of the Fiscal Year the spending freeze was successful and the Town ended the year with free cash certified at $702,055.

Both of our Bond Rating Agencies, Standard and Poors and Moodys, maintained the Town's bond rating and once again cited the Town's strong financial policies, practices and reserves such as the Stabilization Fund. Finances will continue to be the Town's priority as we anticipate the next several fiscal years to be challenging due to on-going economic problems. Our goal will be to use our reserves to help supplement the Town's budget to allow the continuation of important services to all our residents.

In 2003, James F. O'Donnell, Jr. was re-elected to the Board of Selectmen. The Board reorganized electing James F. O'Donnell, Jr. as Chairman, Robert M. Correnti as Vice Chairman and Ellen Day Rawlings as Secretary.

Fiscal Year 2003 had many accomplishments and was a year with many improvements to our community. The Board of Selectmen and Town Manager would like to thank all Department Heads and Town Employees for their continued service and dedication to the residents of Billerica. Also, we would like to thank the many volunteers, appointed and elected public officials who helped make Fiscal Year 2003 successful. We would like to close by thanking the men and women who serve in our Military overseas and we wish for their safe return.

Respectfully submitted,

James F. O'Donnell, Jr., Chairman
Robert M. Correnti, Vice Chairman
Ellen Day Rawlings, Secretary
Francis M. Fraine
Michael S. Rosa

Richard A. Montuori, Town Manager

ACCOUNTING DEPARTMENT

The following reports reflect the financial position of the Town of Billerica as of June 30, 2003.

Sincerely,
Paul Watson, Town Accountant

TOWN OF BILLERICA, MASSACHUSETTS
COMBINED BALANCE SHEET - ALL FUND TYPES AND ACCOUNT GROUPS
JUNE 30, 2003

ASSETS	Governmental Fund Types			Fiduciary Fund Types	Account Group	(Memorandum only)
	General	Special Revenue	Capital Projects	Trust and Agency	General Long-Term Obligations Group	Combined Totals
CASH AND SHORT-TERM INVESTMENTS	$ 7,717,574	$ 3,846,395	$ 18,150,799	$ 12,913,835	$ 0	$ 42,628,602
INVESTMENTS						0
RECEIVABLES:						
Real estate taxes	1,814,775					1,814,775
Personal property taxes	825,360					825,360
Tax Title	3,497,808					3,497,808
Tax Foreclosure	698,167					698,167
Motor Vehicle excise taxes	1,062,332					1,062,332
Other Excise and Roll Back	7,796					7,796
Water & Sewer	291,673					291,673
Ambulance	353,354					353,354
Intergovernmental	341,256					341,256
Prepaid Expenditures						0
AMOUNTS TO BE PROVIDED FOR RETIREMENT OF LONG-TERM OBLIGATIONS					42,663,221	42,663,221
TOTAL ASSETS	$ 16,610,094	3,846,395	$ 18,150,799	$ 12,913,835	$ 42,663,221	$ 94,184,343

TOWN OF BILLERICA, MASSACHUSETTS

COMBINED BALANCE SHEET - ALL FUND TYPES AND ACCOUNT GROUPS

JUNE 30, 2003

LIABILITIES AND FUND EQUITY	Governmental Fund Types			Fiduciary Fund Types	Account Group	(Memorandum only)
	General	Special Revenue	Capital Projects	Trust and Agency	General Long-Term Obligations Group	Combined Totals
LIABILITIES:						
Warrants payable	$ 604,730	$ 0	$	$ 0	$ 0	$ 604,730
Other liabilities	744,038					744,038
Reserve for abatements	5,886,167					5,886,167
Deferred revenues - real and personal property	(3,246,032)					(3,246,032)
Deferred revenues	5,911,129	84,843				5,995,972
Liabilities due depositors			0			0
Bonds and notes payable			18,500,000			18,500,000
FUND EQUITY:						
Encumbrances and continuing appropriations	597,597					597,597
Over/Under assessments						0
Court Judgments						0
Abatement/Exempt						0
Snow & Ice Deficits	(476,173)			0		(476,173)
Unreserved	6,588,638	3,761,552	(349,201)	12,913,835	42,663,221	65,578,045
TOTAL FUND EQUITY	6,710,061	3,761,552	(349,201)	12,913,835	42,663,221	65,699,468
TOTAL LIABILITIES AND FUND EQUITY	$ 16,610,094	$ 3,846,395	$ 18,150,799	$ 12,913,835	$ 42,663,221	$ 94,184,344

Town of Billerica
Analysis of General Fund Expenditures
June 30, 2003

Dept	Account Description	Final Budget	Subsidiary Expense	Current Encumbrance	Budgetary Expense	Excess (Deficit)
General Government						
122	Selectmen	84,024	82,198		82,198	1,826
123	Town Manager	371,931	358,203	2,501	360,704	11,227
125	Systems Admin	543,850	496,683	8,168	504,851	38,999
129	Cable Advisory	525	0		0	525
131	Finance Committee	52,770	407		407	52,363
135	Accountant	210,617	152,646	26,000	178,646	31,971
141	Assessor	328,348	296,737	3,500	300,237	28,111
145	Treasurer	3,779,017	3,731,807	1,459	3,733,266	45,751
161	Clerk	199,080	192,818	162	192,980	6,100
162	Elections	71,459	57,301	4,226	61,527	9,932
163	Registrars	85,504	77,418	356	77,774	7,730
171	Conservation	142,945	135,234		135,234	7,711
175	Planning	113,359	112,119		112,119	1,240
176	Appeals Board	48,472	48,026		48,026	446
192	Town Hall	322,313	316,146	914	317,060	5,253
	Total General Government	6,354,214	6,057,743	47,286	6,105,029	249,185
Public Safety						
210	Police	5,887,375	5,610,209	255	5,610,464	276,911
220	Fire	5,827,744	5,716,090		5,716,090	111,654
220	Ambulance	612,246	592,121	472	592,593	19,653
241	Building	502,173	479,930	66	479,996	22,177
242	Weights/Measures	6,631	5,455		5,455	1,176
291	Civil Defense	24,527	24,268		24,268	259
292	Dog Officer	56,813	55,234		55,234	1,579
	Total Public Safety	12,917,509	12,483,307	793	12,484,100	433,409
Education						
300	School - Regular Budget	44,922,076	44,383,631	397,362	44,780,993	141,083
300	School - Unclassified	4,922,925	4,818,725		4,818,725	104,200
310	Shawsheen Regional	5,168,094	5,168,094		5,168,094	0
	Total School	55,013,095	54,370,450	397,362	54,767,812	245,283
Public Works						
410	Engineering	437,899	402,507		402,507	35,392
421	Highways &Street Admin	406,549	396,350		396,350	10,199
422	Highway	1,511,600	1,375,114	12,133	1,387,247	124,353
423	Snow and Sand	420,000	896,573		896,573	(476,573)
441	Sewer	2,186,527	2,085,636	6,442	2,092,078	94,449
450	Water Department	2,561,180	2,425,666	50,976	2,476,642	84,538
491	Cemetery	575,542	570,517		570,517	5,025
	Total Public Works	8,099,297	8,152,363	69,551	8,221,914	(122,617)
Human Services						
510	Board of Health	335,791	330,149		330,149	5,642
541	Council on Aging	184,794	182,611		182,611	2,183
543	Veterans	428,030	427,031	1,000	428,031	(1)

561		Handicap Commission	1,550	1,539		1,539	11
563		Housing Partnership	1,000	0		0	1,000
		Total Human Services	951,165	941,330	1,000	942,330	8,835
Culture and Recreation							
610		Library	1,045,140	1,016,263	1,416	1,017,679	27,461
630		Recreation	332,502	314,457	10,759	325,216	7,286
690		Historical	600	580		580	20
		Total Culture& Rec	1,378,242	1,331,300	12,175	1,343,475	34,767
Town Debt and Interest							
710	7150	Principal Town	3,889,237	3,889,237		3,889,237	0
710	7130	Temporary Borrowing	11,000	8,033		8,033	2,967
710	7550	Town Interest	1,683,893	1,683,893		1,683,893	0
710	7580	New Town Debt – Interest	77,744	77,744		77,744	0
		Total Town Debt and Interest	5,661,874	5,658,907	0	5,658,907	2,967
Unclassified - Civic Events							
910	7067	VFW Posts	800	600		600	200
910	7068	Mem/Museum/Homecoming	17,000	15,829	1,170	16,999	1
910	7076	Middlesex Canal Commission	5,000	4,195		4,195	805
910	7077	Beautification	8,846	8,846		8,846	0
910	7084	T.G. Scholarship	6,000	4,714	1,243	5,957	43
910	7096	First Night	10,000	9,864		9,864	136
		Total Civic Events	47,646	44,048	2,413	46,461	1,185
Unclassified - Systemwide							
910	5285	Solid Waste	2,767,712	2,699,295	13,295	2,712,590	55,122
910	7010	Town Building Insurance	413,779	413,779		413,779	0
910	7020	Town Worker's Comp	146,984	126,909		126,909	20,075
910	7030	Town Unemployed Comp	23,000	21,606		21,606	1,394
910	7055	Town Telephone	103,000	103,000		103,000	0
910	7056	Town Office Supplies	48,854	26,645		26,645	22,209
910	7058	Town Maintenance and Repair	100,000	100,000		100,000	0
910	7065	Abandoned Buildings	23,000	23,000		23,000	0
910	7080	Retirements	50,000	14,008		14,008	35,992
910	7095	Street Lighting	218,300	199,817	149	199,966	18,334
910	7096	Legal	160,000	160,000		160,000	0
		Total Other	4,054,629	3,888,059	13,444	3,901,503	153,126
State and County Charges							
800 70		State and County Charges	1,076,213	1,487,012		1,487,012	(410,799)
		Total State and County Charges	1,076,213	1,487,012	0	1,487,012	(410,799)
Total Expenditures			95,553,884	94,414,519	544,024	94,958,543	595,341

Town of Billerica
Analysis of General Fund Revenues
June 30, 2003

Object	Account Description	Budgeted Revenue
41100	Personal Property taxes	2,070,908
41200	Real Estate Taxes	59,348,294
41800	In Lieu Of Taxes	66,971
41201	RE Roll Back Taxes	0
Total Real and PPT Taxes Net		61,486,172
41420	Tax Liens Redeemed	1,046,248
41450	Tax Foreclosure Revenue	45,625
Total Tax Title Revenue		1,091,873
41500	Motor Vehicle	5,093,779
Total Excise Taxes		5,093,779
42460	Sewer Rates	2,115,341
42480	Other Sewer Revenue	16,200
42110	Water Rates	2,919,658
42211	Water Charges - Other	8,950
4750	Sewer Betterment	10,075
Total User Fees		5,070,223
46150	Blind Abatements	79,961
46160	Elderly Abatements	56,901
46170	State Owned Land	43,851
46180	Room Tax	352,963
46200	School Chapter 70	15,039,538
46201	School Transportation	341,256
46202	School Construction	22,341
46610	Police Career Incentive	288,521
46670	Veterans Benefits	192,899
46700	Additional Assistance	2,505,482
46710	Lottery Chapter 29	3,857,979
Total Intergovernmental		22,781,692
43201	Yard Sale Fees	220
43202	Cable TV Fees	5,644
43600	Rental Drop Boxes	75
43601	Licenses and Permits	91,365
43205	Assessor	3,815
43224	Pro Forma Tax	3,085
43225	Abutters List	3,365

41730	Pen/Int Tax Title	204,422
43206	Treasurer Fees	19,860
41710	Pen/Int Taxes	100,318
41720	Pen/Int MV	15,568
43207	Lien Certificates	122,927
43208	Trailer Park	10,800
43209	Town Clerk	46,479
43227	Dog Licenses	16,697
43210	Planning Board	6,059
43211	Board of Appeals	7,677
43706	Misc Revenue Town Hall	18,853
43212	Police Reports	5,611
43226	Police Detail Admin 2	45,040
44200	Police Firearms Licenses	6,153
46950	Court & Registry Licenses	13,059
47700	Parking Fines	2,715
47701	Fines MV	109,471
47702	ATV Fines	500
41205	Other Revenue	620
43209	Fees Fire Detail Admin	7,233
43215	Fire Fees	16,470
43216	Ambulance Fees	452,475
44201	Wiring Permits	175,478
44202	Building Permits	398,843
44203	Plumbing & Gas Permits	41,105
43217	Sealer Fees	1,750
43228	Fees - Emergency Mgmt.	3,224
43218	Dog Officer	2,655
43701	Other Revenue - Miscellaneous	1,184
43219	Public Works	10,165
41740	Pen & Int - Water & Sewer	13,888
43220	Cemetery	51,495
43221	Board Of Health	88,472
43223	Libraries	9,463
42000	Misc Non-recurring Revenue	12,813
Total Departmental		2,147,107
48200	Interest	549,353
Total Interest		549,353
Total Revenues		98,220,199

Town of Billerica
Analysis of Special Revenue Funds
June 30, 2003

Fund	Org #	Description	(DR) CR Balance July 1, 2002	Total Revenues	Total Expense	Transfers In	Transfers Out	(DR) CR Balance June 30, 2003
School Controlled Funds								
120	12042	School Lunch	306,376	1,574,322	1,592,531			288,167
150	15044	Athletic	98,544	44,427	63,599		28,408	50,963
155	15552	Adult Education	63		63			0
160	16046	Rink	299,969	379,390	330,708			348,651
165	16548	Rentals	18,167	181,581	206,426	20,000		13,323
170	17060	Insurance Recoveries	53,239	94,537	89,920		20,000	37,856
175	17558	Driver Education	10,429	10,903	18,878			2,454
180	18027	Middle School Activities	(1,164)	4,800	3,510			126
180	18054	Summer Enrichment	31,558	2,745	27,297			7,005
180	18056	SPED Claims - BEAM	668,878	603,349	482,586			789,641
180	18057	Student Activity Account	126,841	272,472	225,000			174,313
		Total Fund 180	826,112	883,366	738,394	0	0	971,085
190	19923	Mass Early Lit 2002	4,455		4,455			0
190	19924	SPED Alloc 2002	13,420		13,420			0
190	19925	Health/Tobacco 2002	(33,206)	33,846	640			0
190	19926	Eisenhower 2002	13,335		13,335			0
190	19927	Drug Free Schools 02	1,556		1,556			0
190	19928 0	Class Size Reduction - FY02	233		233			0
190	19929	State Fed Alloc 2002	1,919		1,919			0
190	19930	Early Childhood 2002	(52,436)	52,436				0
190	19931	Title VI - (Block Grant) - FY02	184		184			0
190	19932	Advan Place - FY02	6,010		6,010			0
190	19933	Chapter I 2002	1,005		1,005			0
190	19934	ACAD Supp Ser 627	13,193		13,193			0
190	19935	Academic Support	5,060	6,980	12,040			0
190	19936	Sum MCAS Elem		29,260	29,260			0
190	19937	Sum MCAS HS		23,430	23,430			0
190		Drug Free Sch 03		19,070	17,040			2,030
190		Title II - FY03		5,058	2,716			2,342

190		Teach Quality 03		116,295	102,696			13,599
190		Title I 03		117,327	162,448			(45,121)
190		Sped Improv 03		935,707	929,564			6,143
190		Title V Block 03		16,856	16,856			0
190		Mass Early Lit 2003		22,500	19,000			3,500
190		Early Childhood 2003		78,494	76,492			2,002
190		Sped Access to Curr 03		68,447	67,462			985
190		Acad Supp 03		97,690	86,052			11,638
190		State Assessmt 03		872	383			490
190		Early Mental Health 03		10,000	10,000			0
190		Acad Supp / Summer03						0
190		Spec Ed 50 / 50		77,747				77,747
		Total Fund 190	(25,273)	1,712,015	1,611,388	0	0	75,354
	Total School Grants		1,587,625	4,880,542	4,651,906	20,000	48,408	1,787,854
DPW Grants								
278	27831	Sewer Plant Connection Fees	525,534	425,251			400,000	550,785
278	27832	Inflow & Infiltration	326,112	198,831				524,943
278	27833	Sewer Rate Relief	471,225				471,225	0
	27834	Sidewalk Const Donation		9,355				9,355
	Total DPW		1,322,871	633,437	0	0	871,225	1,085,083
Other Special Revenues								
240	24086	Library Meg	52,147	39,317	38,834			52,629
240	24095	Library Gift	27					27
		Total Fund 420	52,173	39,317	38,834	0	0	52,656
242	24282	Arts Lottery	20,820	9,024	13,731			16,113
246	24684	Census	6,917					6,917
	24801	Billerica Health Fair		11,786	8,298			3,488
248	24883	Elder Affairs	19,113	25,263	17,063		2,000	25,313
248	24884	Elder Affairs - Respite Care	886	1,706	1,781	2,000		2,811
		Total Fund 248	19,999	38,755	27,142	2,000	2,000	31,612
256	25675	Conservation	7,468		1,600			5,868
256	25676	Kohlrausch Park, USH #1	(56,780)	224,728	224,300	56,352		0
		Total Fund 256	(49,313)	224,728	225,900	56,352	0	5,868
258	25885	State Grant - Welch'sGrant(BO)	1,579	3,550	3,775	550		1,904
258	25883	State Grant – Elections	3,089	7,212	6,838			3,463
258	25888	State Grant - Talbot Oval	15,800					15,800
258	25889	State Grant – Tobacco	2,714	25,149	27,863			0

258	25890	State Grant - Skin Cancer	28		28			0
		Total Fund 258	23,209	35,911	38,503	550	0	21,167
275	27598	SaleofLots&Graves	116,749	36,995			120,000	33,744
276	27633	Plan Bd Forfeited	10,535		1,050			9,485
276	27640	Plan Bd Reserve	40,936					40,936
		Total Fund 276	51,470	0	1,050	0	0	50,420
279	27929	Wetlands Protection Fund	12,035	7,740	7,501			12,274
279	27930	Con Com Bond 93	10,000					10,000
279	27931	Maintain Conser Comm 91	2,770					2,770
279	27937	YCEE Trust - Billerica Avenue	5,000					5,000
279	27938	Ambulance Gift Fund	1,250	1,000				2,250
		Total Fund 279	31,055	8,740	7,501	0	0	32,294
280	28020	CRS Connect Backflow A25 94	18,436					18,436
290	29050	Ins Recvy - Police	2,106	15,198	14,479			2,825
290	29051	Ins Recvy - DPW						0
290	29052	Ins Recvy - Trees						0
290	29053	Ins Recvy-WWTP	3,630		3,630			0
290	29056	Ins Recvy - Fire	187	3,559	3,559			187
290	29057	Ins Recvy - Sewer						0
290	29058	Ins Recvy-Hydrant						0
290	29059	Ins Recvy-Cemet						0
290	29060	Ins Recvy-Recreat	1,221		65			1,156
290	29062	Ins Recvy-Assessor		943				943
290	29063	Ins Recvy–Highwy	1,289		1,289			0
290	29064	Ins Recvy-Ambul	347					347
290	29054	Ins Recvy-Library		4,086				4,086
290	29061	Ins Recvy-Dog Pd						0
290	29062	Ins Recvy-OldTown H						0
290	29065	Ins Recvy–Billings	1,593					1,593
290	29066	Ins Recvy-TownHl		11,341	11,341			0
		Total Fund 290	10,374	35,126	34,363	0	0	11,138
291	29164	Recreation Revolv	10,000	314,492	314,492			10,000
291	29167	Recreation Comm Powers Fund	948				948	0
291	29168	Manning Park Donations	736					736
291	29173	Merr Val Dive Res Team B/S	12,161	1,025				13,186
291	29174	Recreation & Open Space Plan	11,692		11,692			0
291	29175	Vietnam Veterans Grant		10,000	7,796			2,204
		Total Fund 291	35,538	325,517	333,980	0	948	26,126
292	2927	Telecom Revolving	135,790	17,565	19,682			133,672

293	29322	Forest Fund Revolv	1,315					1,315
294	29424	DARE Grant	(6,552)			6,552		0
294	29425	Drug Recovery Funds	13,316	35,156	26,187			22,285
294	29426	Parking Fines Handicapped	7,558	700	3,084			5,174
294	29429	Bullet Proof Vests Police	14,773	18,274	3,895			29,153
294	29430	Community Policing	40,306		35,112			5,195
294	29431	Community Policing		46,313	3,770			42,543
294	29432	COPS Fast	32,496					32,496
294	29437	COPS More	168,110		158,614			9,495
294	29438	Fire Student Awareness Safe	733	1,885	706			1,912
294	29439	Fire Hazmat Team	120					120
294	29440	Fire Donations	1,350	7,960	8,740			570
294	29441	Fire Rescue Boat - Cabot	537					537
294	29443	Juvenile Alliance Grant						0
294	29445	Fire Safety Equipment Grant	599	41,000	41,112			488
294	29446	Govern Highway Safety		10,525	10,525			0
294	29447	Crime Prev Grant		500	151			349
294	29448	Police-Cam Grant		18,750	18,750			0
294	29449	Police - UHP		12,475				12,475
294	29450	Police - Dispatchers		169,313	65,013			104,299
294	29451	FEMA Grant		40,000	17,104			22,896
294	29452	Criminal Justice Equip		44,500	3,907			40,593
294	29453	Police Athletic League		10,410	2,877			7,534
		Total Fund 294	273,346	457,761	399,544	6,552	0	338,114
296	29610	Historic District Com Planning	105					105
296	29611	Recycle Don Plan	17,915	69,649	33,205			54,359
296	29616	Welch's Community Project	15,074	140,000	140,000			15,074
296	29620	Veterans	1,707		868			838
296	29621	Zoning By-Law	698		698			0
296	29622	Long Range Master Plan	38,000		25,864			12,136
296	29623	General By-Law	20,000		2,640			17,360
296	29624	Mapping Study	25,000					25,000
296	29625	Fixed Asset Study	25,000		7,500			17,500
296	29626	Zoning Maps	50,000		50,000			0
296	29627	Assessor Reval			96,500	100,000		3,500
296	29628	Train Depot Assoc		5,900				5,900
		Total Fund 296	193,499	215,549	357,275	100,000	0	151,773
		Total Other Special Revenue	941,377	1,444,987	1,497,505	165,454	122,948	931,365
Total Special Revenue Grants			3,851,874	6,958,966	6,149,411	185,454	1,042,581	3,804,302

Town of Billerica
Analysis of Capital Projects Funds
June 30, 2003

Fund	Org #	Description	(DR) CR Balance July 1, 2002	Total Revenues	Expenditures Capital Outlay	Bond Proceeds	Transfers In	Transfers Out	(DR) CR Balance June 30, 2003
330	33005	Ditson Elem School	-17,552,852	3,972	178,475	0	0	0	-17,727,355
330	33006	School Capital Improv Plan Art 15 10/99 FTM	631	0	631	0	0	0	0
330	33007	School Capital Improv Plan Art 38 10/00 FTM	142,350	0	142,350	0	0	0	0
330	33008	Ditson Feasibility Study	50,000	0	0	0	0	0	50,000
330	33009	School Capital Improv Plan Art 18 10/01 FTM	803,720	0	748,755	0	0	0	54,965
330	33010	Rink Capital Project	0	0	436,845	500,000	0	0	63,155
		Total Fund 330	-16,556,151	3,972	1,507,056	500,000	0	0	-17,559,235
300	30805	Sewer Contracts 28 & 29	9,077	0	9,077	0	0	0	0
300	30815	WTP Improve A2 &8 10/93	3,785	0	3,785	0	0	0	0
300	30817	New Library Building Fund	82,681	1,367	19,528	0	0	0	64,519
300	30819	Sewer Cont 30 & 31	3,873,608	0	695,938	0	0	114,561	3,063,109
300	30820	Sidewalk Baldwin A25 10/98	220,223	0	366,785	0	172,734	0	26,172
300	30821	Art 40 5/97 Var Proj.	37,932	0	29,071	0	0	0	8,861
300	30826	Sewer Contract 32	0	0	1,125,888	7,500,000	0	0	6,374,112
300	30828	Drain Improvements Facility A8 5/99	220,845	2,418	257,187	0	33,924	0	0
300	30829	River Street Bridge A19 5/99	5,000	0	0	0	0	0	5,000
300	30830	Sidewalk Construction Rehab A8 5/99	4,269	0	2,812	0	0	1,457	0
300	30831	Water Main River/Elsie A8 5/99	160,160	0	126,236	0	0	33,924	0
300	30835	Asset Mgmt Sewer Des Grant	0	85,439	195,000	0	114,561	0	5,000
300	30836	Sewer - Feed System Art 9 5/99 ATM	266,471	0	236,786	0	0	0	29,685
300	30837	Inflow Infiltration - Shawsheen River Art 10 5/99 ATM	147,524	0	34,026	0	0	0	113,498
300	30838	Sewer Projects - Design & Const. Art 12 5/99 ATM	1,693	0	1,693	0	0	0	0
300	30839	Cemetery Trucks	42	0	42	0	120,000	0	120,000
300	30851	Senior Citizen's Voucher Prog. Art 13 5/99 ATM	4,390	0	4,390	0	0	0	0
300	30852	Emergency Repairs - Private Ways Art 15 5/99 ATM	12,563	0	12,563	0	0	0	0
300	30854	Celebration for Year 2000 Art 26 5/99 ATM	33	0	34	0	0	0	0
300	30855	Audio Visual Equip. Art 2 10/99 STM	1,982	0	0	0	0	0	1,982
300	30856	Town Software - Art 3 10/99 STM	899	0	0	0	0	0	899
300	30857	Land Purchase - Art 11 10/99 STM	0	0	0	0	0	0	0
300	30860	Ambulance Purchase	0	0	0	0	120,000	0	120,000
300	30862	Highway Art 42 5/97	-845	845	0	0	0	0	0
300	30864	Cemetery Art 18 - 10/96	31	0	31	0	0	0	0

300	30865	Recreation Marshall Art 16 10/97	93,574	0	149,697	0	28,408	0	-27,715
300	30866	Recreation Acker Art 12 5/98	4,796	0	4,141	0	0	0	655
300	30868	Beautif Art 11 5/98	1,722	0	1,722	0	0	0	0
300	30872	Rec Capital Outlay	8,627	0	8,627	0	0	0	0
300	30873	DPW - Sweeper Art 8 5/00 ATM	0	0	0	0	0	0	0
300	30875	Fire - Pumper Art 8 5/00 ATM	1,280	0	0	0	0	0	1,280
300	30877	Var Cap Art 11 5/00	616,135	0	339,469	0	0	118,000	158,666
300	30878	Trucks Art 10 5/00	117	0	117	0	0	0	0
300	30879	Trucks Art 15 10/00	1,667	0	0	0	0	0	1,667
300	30880	Water Treatment Plant	736,798	0	1,135,782	0	0	0	-398,984
300	30881	Road Rep Art 12 5/00	40,000	0	32,515	0	0	0	7,485
300	30882	Treble Cove	434,138	0	115,835	0	0	0	318,303
300	30883	Town Center	1,402,950	0	188,002	0	0	0	1,214,949
300	30884	Sewer Contract 31C	342,127	0	171,080	0	0	0	171,047
300	30885	Howe Bldg Renov	212,308	0	25,316	0	0	0	186,992
300	30886	Biosolids Study Art 7 5/01	75,000	0	74,995	0	0	0	5
300	30887	Waste Water Study Art 7 5/01	250,000	0	0	0	0	0	250,000
300	30889	Land Purchase	0	0	0	0	15,900	0	15,900
300	30890	Var Cap Art 9 5/01	75,845	0	1,326	0	0	0	74,519
300	30891	Misc Drainage Improvements	8,868	0	8,868	0	0	0	0
300	30892	Vietnam Veterans Park	86,002	0	0	0	8,135	82,000	12,137
300	30893	Handicap Access Art 9 10/01	28,150	0	15,245	0	0	0	12,905
300	30894	Middlesex / Crosby Art 14 10/98	-238,649	0	111,007	0	575,000	0	225,345
300	30895	DPW Trucks	142,480	0	142,480	0	0	0	0
300	30896	Recreation Lampson	449,032	0	54,635	0	0	0	394,397
300	30897	Roadway Management Art 10 5/01	3,043,391	0	1,275,153	0	0	0	1,768,238
300	30898	Public Works Capital Art 10 5/01	440,000	0	71,278	0	0	0	368,722
300	30899	Public Safety Radio	370,985	0	296,838	0	0	0	74,147
300	30900	Phosph Removal Facilities	325,000	0	0	0	0	0	325,000
300	30901	Richardson Pump	80,000	0	29,397	0	400,000	0	450,603
300	30902	Cemetery Equipment	0	0	29,504	0	30,000	0	496
300	30903	WW II Mem	0	0	0	0	48,500	0	48,500
300	30904	Sidewalk Rehab & Construction	0	0	0	0	280,000	0	280,000
300	30905	Drainage Improvements	0	0	0	350,000	0	0	350,000
300	30906	Riverhurst Sewer	0	125,000	0	0	0	0	125,000
300	30907	East Billerica Sewer	0	0	92,850	0	471,225	0	378,375
300	30908	Rangeway Road	0	250,000	0	0	0	0	250,000
300	30910	Senior Center	989,041	110,959	492,913	0	0	0	607,087
		Total Fund 300	15,073,746	576,028	7,989,661	7,850,000	2,418,386	349,942	17,578,558
390	39012	Chapter 90 Highway	-94,351	862,006	1,137,141	0	0	0	-369,486
		Total Fund 390	-94,351	862,006	1,137,141	0	0	0	-369,486
Total Capital Projects			-16,650,502	1,442,007	10,633,858	8,350,000	2,418,386	349,942	-350,163

THE TOWN OF BILLERICA EMERGENCY MEDICAL SERVICS (EMS) PROVIDES 24 HOUR 7 DAY SERVICE.

The Town of Billerica Emergency Medical Services (EMS) has 7 full-time Paramedics, 1 Paramedic Supervisor and 7 per diem Paramedics who provide the town with twenty-four hour, seven day a week Advanced Life Support, paramedic ambulance coverage. During the fiscal year July 1, 2002 to June 30, 2003, the EMS received 2,135 calls for medical assistance, transporting 1,108 people to area hospitals and trauma centers under emergency conditions. Out of town "mutual aid" ambulances responded to 211 of above calls. Private ambulances transported an additional 32 patients to out of area hospitals.

The EMS currently has two ambulances, but only one is staffed. A 2003 Horton Type 3, which was new in June 2003 and has 13,000 miles on it. A 1999 Horton Type 3, which has 81,000 miles, is in fair condition and is used as a backup. The third ambulance is a 1996 Horton Type 3 with 118,000 miles on it and is only used as an emergency mechanical spare.

E.M.S. personnel are maintaining the First Responder System with the Police and Fire Departments. E.M.S. paramedics continue to maintain the police department in the use of automatic defibrillators.

Chapter 111C Emergency Medical Care. Rules & Regulations are being established by DPH. AKA EMS 2000. Legislation passed by the state last year is reforming emergency medical service statewide. The CMR regulations have been finalized and will be introduced this spring. The Town of Billerica may be responsible for all medical emergencies that occur in town. (I.e. nursing homes, clinics, House of Correction & MD's offices etc.) The current staffing level is already overextended. By adding these additional services, the current system as is will be overwhelmed.

Total calls responded to:	2135	**Hospitals transported to:**	
Total Transports:	1180	Saints Memorial Medical Center	434
Assists	175	Lowell General Hospital:	141
Patient Refusals	218	Lahey Clinic Medical Center	548
Triage to private Ambulances:	32	Winchester Hospital	41
		Med flight / Other	9
Call Type		**ALS/BLS Breakdown**	
Medical	875	ALS	692
Trauma	302	BLS	488

Total Collections:	**Budget Expenditure:**	**Net Cost**
$455,000	$593,158	$137,000

ARTS COUNCIL

The Billerica Arts Council consists of 9 members: Priscilla DiBona (Chair), Jayne Glennon (Secretary), Kathy Paulsen (Treasurer), Karen Ernst, Sandra Davidson, Noredin Morgan, Janel Botolino, Jenn Farmer and Christopher Aiken.

Billerica received an allocation of $7,390 from the state for the year 2004. From that amount, the Council was able to give eleven grants, including 8 LCC grants and 3 PASS grants.

Name	Project Amount
Billerica Historical Society, Native American Display	$ 500
Billerica Historical Society, Historic Sites Map	$ 900
Billerica Memorial High School, North Shore Music Theatre	$ 352
Billerica Recreation Department, Concerts on the Common	$ 500
Ditson Elementary School, Family First Night @ the Ditson	$ 300
Morgan, Noredin Senior Portraits	$2,000
O'Connor, Elise, Musical Visits	$ 450
Potter, Helen, Billerica-Billericay Art Exchange	$ 500
Sgroi, Colleen, 350th Anniversary Painting	$1,158
Shawsheen Valley Tech High School, Peabody Essex Museum	$ 320
Shawsheen Valley Tech High School, Museum of Science	$ 160

More detailed information is available at Mass-Culture.org

Respectfully Submitted,
Priscilla DiBona, Chair

BEAUTIFICATION COMMITTEE

The Beautification Committee has had a productive and busy year.

We continued our aggressive goal of tree plantings along Boston Rd., at Contribution Park, and at the Korean War Memorial Park.

Our biggest project was undertaking the transplanting of thousands of Daylilies that were donated to the Town. These were planted throughout Billerica at many of the Towns cemeteries, the Town Hall, and various parks and memorial squares. We would like to thank Tom O'Connor, Mary Collier Fisher, and George Doorkanian for their generous contribution of these lilies.

During the upcoming year we will continue with our tree plantings.

We also hope to focus on beautifying some of our Town cemeteries.

We wish to thank many of the other local groups and committees in town that volunteered their time and energy working with us on our many projects.

BOARD OF APPEALS

The Zoning Board of Appeal hereby submits its Fiscal Year 2002/2003 Annual Report to the town.

The Zoning Board of Appeal is a Quasi-Judicial Board, which operates under the mandates of Massachusetts General Laws Annotated Chapter 40A and the Billerica Zoning By-laws. The Board of Appeal consists of five members and two alternate members appointed by the Board of Selectmen. The members receive no financial compensation for their services to the board.

The Board of Appeal would like to thank Michael J. Mulligan, Sr., Alternate Member, who recently retired, for his dedicated service to our board and our town. We welcome Ralph J. McKenna, as Alternate Member to the Board of Appeal

The Board of Appeal held several meetings to handle the numerous petitions filed with the Town Clerk. Petitions heard by the board are open to the public as established under Chapter 40A, 40B and 808 of Massachusetts General Laws. Meetings are held on the first and third Wednesday evenings of each month in the Maurice Buck Auditorium.

The Board of Appeal shall hold a hearing within 65 days and must vote to grant or deny a Variance request within 100 days from the date the request was filed at the Town Clerk's Office. The board shall hold a hearing for a Special Permit within 65 days of filing the request and must vote to grant or deny within 90 days from the hearing. Failure of the board to vote on a Variance or Special Permit within the legal time frame results in an automatic granting of the petitioner's request.

Three Comprehensive Permit applications were submitted during the fiscal year; Mount Pleasant Place, Princeton at Boston Road and McKenna Woods. Villages at Pinehurst received approval for 60 ownership units with 30% added to the affordable housing requirements. The Board of Appeal continues to hold hearings and make their decisions in the best interest of the town and its residents for each project, in a timely manner.

The Zoning Board of Appeal follows Chapter 40B of Massachusetts General Laws, when conducting public hearings for Comprehensive Permits. Hearings must be scheduled within 30 days from the date the petition is filed with the Town Clerk. The board has 40 days after the termination of the hearing to render their decision. Approval for a Comprehensive Permit requires a majority vote of the board.

Although many of the cases are similar, each case is voted on its own individual merits. There are many issues to be considered before voting. Each decision is made in the best interest of the Town of Billerica and its residents.

We would like to thank our clerk, Jane M. Nolan, for her continuous dedication and professionalism to the board and the general public. Also, appreciation is given to our Town Counsel, Town Clerk's Office, Town Administrator's Office and other town departments for their cooperation and continued support during the year.

Respectfully submitted,
Richard A. Colantuoni, Chairman

BOARD OF ASSESSORS

The Board of Assessors completed its annual valuation update of all property in Billerica for Fiscal Year 2004. All statistical requirements were approved by the state Bureau of Local Assessment within the Division of Local Services of the Department of Revenue. Residential assessed values were increased an average of 10% for Fiscal Year 2004. Commercial values remained constant and were assessed with the same values as Fiscal Year 2004. Most industrial values also remained constant with the exception of office/research & development buildings that were decreased 2-3% due to increased vacancy. The Tax Classification Hearing to set the Fiscal Year 2004 tax rate was held on December 8, 2003. The Bureau of Local Assessment and the Bureau of Accounts of the state Department of Revenue issued tax certification for the Town of Billerica on December 11, 2003. The third quarter actual tax bills for Fiscal Year 2004 were mailed timely on December 31, 2003.

The total assessed value for the Town of Billerica for Fiscal Year 2004 is $4,759,121,689. The total amount to be raised locally by the community from property taxes (the property tax levy) is $68,408,715.52. The Fiscal Year 2004 tax rates are $10.92 residential and $24.42 commercial/industrial/personal property (CIP).

CLASSIFIED TAX LEVIES AND RATES

Class	Levy%	Levy by Class	Valuation	Tax Rate
Residential (1)	56.5342%	38,674,320.05	3,541,410,084	$10.92
Commercial (3)	8.2921%	5,672,519.00	232,304,884	$24.42
Industrial (4)	29.5484%	20,213,680.90	827,813,321	$24.42
Personal Property (5)	5.6253%	3,848,195.47	157,593,400	$24.42
TOTAL	100.0000%	68,408,715.52	4,759,121,689	

The Board of Assessors is pleased to report that more applicants now qualify for the "Elderly" exemption pursuant to MGL Chapter 59, Section 5, Clause 41C since Town Meeting voted to adopt recent legislation to decrease the age requirement from 70 to 65 years old and increased the income and asset thresholds in order for more people to benefit from this exemption. The Board also completed a large project in which all of the Town's maps were converted to a Geographic Information Systems (GIS) format. Also, Patriot Properties Inc was awarded a contract to begin a Measure & List of all of the Town's assessment data per Department of Revenue recommendation.

Finally, the Board wishes to acknowledge the passing of long-time Associate Assessor Carol Gibson. Carol was a valued employee and a wonderful person who is sorely missed. We also acknowledge the retirements of Appraiser/Assistant Assessor Ralph McDonald and Principal Clerk Carol Brown. Ralph and Carol were also veteran employees who provided years of dedicated service to the Town of Billerica. They are also very much missed. We wish them both a happy and healthy retirement! We also welcome Diane Hussey who was hired as our new Principal Clerk. Diane is a welcome addition to our staff.

The Board of Assessors wishes to thank its appraisal and support staff for their efforts throughout the year. We also wish to thank the public for their cooperation

Respectfully Submitted,
Town of Billerica Board of Assessors
Richard J. Scanlon, Chairman

BUILDING DEPARTMENT

I hereby submit my report as Inspector of Buildings for the fiscal year 2002-2003. The Building Department is charged with enforcement of the Massachusetts State Building Code, Architectural Access Board Requirements, Town of Billerica Zoning By Law, and all other pertinent laws, including State Electrical, Plumbing and Gas Codes. The total fees collected by this department were $603,172.27.

PERMIT ISSUANCE INFORMATION

SINGLE FAMILY DWELLINGS	113	
TOWN HOUSE DWELLING UNITS	68	
ADDITIONS AND ALTERATIONS	501	
ROOFING AND SIDING	252	
STRUCTURES (POOLS, SHEDS, ETC.)	181	
COMMERCIAL AND INDUSTRIAL	10	*(est. cost $3,666,271)*
ADD. & ALT. TO COMM./INDUS.	105	*(est. cost $12,308,562)*
RE-OCCUPANCY PERMITS	17	
DEMOLITIONS	35	

WOOD STOVES	31
TRAILERS	10
TOTAL PERMITS	**1323**
OCCUPANCY PERMITS	46
SIGN PERMITS	48
GRANDFATHER LOTS	6
CERTIFICATES OF INSPECTION	150

ESTIMATED CONSTRUCTION COST FOR BUILDING PERMITS: **$43,948,879**

TOTAL BUILDING PERMIT FEES COLLECTED: $ **388,876.27**

TOTAL PLUMBING AND GAS FEES COLLECTED AND TURNED IN: $ **41,157**
TOTAL PLUMBING AND GAS PERMITS: **3438**

TOTAL ELECTRICAL PERMIT FEES COLLECTED AND TURNED IN: $**173,139**
TOTAL ELECTRICAL PERMITS ISSUED: **959**

TOTAL FEES COLLECTED AND TURNED IN FOR DEPARTMENT: $**606,172.27**

ZONING REPORT

LICENSES	**140**
DENIALS	**134**
ZONING COMPLAINTS	**422**
ZONING VIOLATIONS	**251**
GENERAL CORRESPONDENCE	**822**

PRE-TICKET PROCESS **TOTAL TICKETS 251** *($9,200)*

Respectfully submitted,
Milton H. Kinney, Inspector of Buildings

CENTRAL MASSACHUSETTS MOSQUITO CONTROL

The Central Massachusetts Mosquito Control Project (CMMCP) currently provides its services to 36 cities and towns throughout Middlesex and Worcester Counties.

The Project's headquarters is located at 111 Otis St., Northborough, MA.. Project personnel are available to meet with any town board or resident to discuss the Project's procedures and activities. Our phone number is (508) 393-3055.

In Billerica for 2003 we cleaned 69 culverts to permit the free flow of water. We responded to 435 requests for service from town residents, and we restored 1,690 feet of area drainage systems. Project personnel treated over 833 acres of wetland for mosquito larvae, using 4,169 pounds of Bti by hand & by helicopter. 20 afternoon/evening shifts were scheduled in town, and on 14 occasions we had more than 1 Project employee on shift rendering service to Billerica residents

CMMCP practices Integrated Mosquito Management (IMM), blending state of the art methods and techniques with expertise, experience, and scientific research to provide our member communities with modern, environmentally sound, cost effective mosquito control. IMM encourages the use of non-chemical means to accomplish the goal of mosquito reduction.

The Mosquito Awareness program which we offer to elementary schools in our district is very popular. Project staff meet with students and teachers to discuss mosquito biology, mosquito habitat, and control procedures. Much of the presentation is directed towards what the children and their families can do to prevent mosquitoes from breeding around their homes. Slides, videos, handouts, and coloring books help to make this an interesting program.

As part of our effort to reduce the need for pesticides, our first line of control is our wetlands restoration program. By cleaning clogged and overgrown waterways, mosquito breeding can be reduced, wetlands are returned to historical conditions, and water quality is improved. Source reduction, the elimination or reduction of a mosquito-breeding source, is practiced by alerting residents and business owners about potential mosquito producing sites they have created. They are informed about basic mosquito biology, and the need to eliminate these man-made breeding sources.

Bti mosquito larvicide is used to treat areas where mosquito larvae are found and source reduction or wetland restoration is not feasible. We have an extensive database of known breeding sites, and we encourage the public to notify us of any areas they suspect could breed mosquitoes. Our fields crews will investigate all requests and treat the area only if pre-determined thresholds of mosquito larvae are exceeded. Bti is a naturally occurring product, and is exclusive to mosquito larvae, preserving other aquatic organisms in their habitat.

Our goal is to handle all mosquito problems with wetlands restoration, source reduction or larviciding, but we recognize that there are times when adult mosquito spraying is the only viable solution. In such cases residential areas are treated with either hand-held or pick-up truck mounted sprayers. Applications are site-specific and are determined by weather, type of area and mosquito populations levels. These applications are done only by request of town residents. Adult mosquito surveillance is performed before any applications of any product.

The project's surveillance program monitors adult mosquito and larval population density, and is the backbone for prescribing various control techniques. We have expanded the adult collection program to monitor for West Nile Virus in our service area. Specialized traps are used as a mobile force for viral monitoring, and are placed in member towns on a rotational basis for routine

sampling. If a WNV hot spot were to occur, surveillance is intensified to sample mosquitoes in that area.

The Project has a website at **www.cmmcp.org** which has extensive information on our program, products we use, and mosquito control procedures. Requests for service can be made through the website, as well as pesticide exclusions. A phone notification system has been installed to announce potential spray areas for member cities and towns on their scheduled evening.

Timothy Deschamps, Executive Director

TOWN CLERK

In accordance with Massachusetts General Laws, the following report for the Fiscal Year ending June 30, 2003 is hereby submitted:

Vital Statistics recorded in FY 2003

Births	522
Marriages	179
Deaths	267

These records were placed on permanent file in this office and certified copies were issued upon request.

During FY 2003, two Town Meetings were held. The Annual Fall Town Meeting was convened on October 1, 2002 and lasted four sessions. The Annual Spring Town Meeting convened on May 6, 2003 and consisted of four sessions. Certified copies of the action taken can be obtained from the permanent records on file in the Town Clerk's Office.

Zoning and General By-Law amendments were submitted to the Attorney General for approval. All other articles were certified and distributed to the appropriate Town Departments and State Agencies. Zoning and General By-laws were entered into the computer database and made available to interested persons.

The Town Clerk's Department performed all duties mandated by State and Federal Law, Town By-laws and the Town Charter as well as those services the Public has come to expect as a matter of right.

One election was held in FY 2003. Absentee ballots were mailed to all persons requesting same. As allowed by law, absentee voting was also done in the Town Clerk's Office until noon the day before Elections. Campaign Finance Forms were issued to all candidates for Town Offices, except Town Meeting Members, as required by law, and returned forms were monitored for compliance.

Raffle and bazaar permits and gasoline storage registration renewals, business certificates, uniform commercial code filings and Sunday entertainment licenses were issued and filed as mandated by M.G.L. Applications to and decisions of the Board of Appeals were received, recorded and certified as per M.G.L., Chapter 40A.

Three persons in the Town Clerk's office participated in seminars relative to issuing Passports. Upon completion and certification, the Town Clerk's office started processing passport applications in May, 2003. This has proven to be a very worthwhile benefit to the residents of Billerica.

During FY 2003, a total of 2,203 dogs were licensed. All dogs three months of age and older are required by law to be licensed as of January 1st each year. Any dog not licensed by March 10th is subject to a $10.00 late fine.

FEES COLLECTED:

U.C.C. - Filings, Discharges & Searches	$ 6,829.80
Certified Copies	$ 15,221.00
Marriages Intentions	2,625.00
Business Certificates	4,160.00
Photo Copies	235.70
Pole/Conduit Locations	602.00
Zoning/General By-laws	1,440.00
Gasoline Storage Permits	900.00
Miscellaneous	1,001.17
Sunday Licenses	3,195.00
Street Listing Books	850.00
Dog Licenses	16,669.00
Dog License Late Fees	2,740.00
Fish & Wildlife Licenses	9,815.15
Passport Applications	1,110.00
Total	$ 69,393.83

My sincere thanks to all those persons who have assisted this department during Fiscal Year 2003. It has been a pleasure working with each of you. My special thanks to my dedicated office staff, Assistant Town Clerk Margaret Ryan, Principal Clerk Donna McCoy and Senior Clerk Donna Burlamachi. I commend them for their loyalty, support and dedication to serving the residents of Billerica.

Respectfully submitted,
Shirley E. Schult, CMC, CMMC, Town Clerk

COMMISSION ON DISABILITY

The Billerica Commission on Disability consists of the following members:

Chairperson:	Valerie McEachern	Treasurer:	Helen Gentile
Treasurer:	Helen Gentile	ADA Coordinator:	Mike Kinney
Secretary:	Debbie Kardenetz		
Members:	Paul Grassia; Michael Rossi		

The past year The Commission on Disability in Billerica has been involved in many different projects that have been quite rewarding.

- We participated in the Billerica Health Fair at the Billerica Memorial High School in April, 2003. The fair was successful. We distributed pamphlets and various items for anyone interested in the services and information available for the disabled.
- Our Web Page is up and running and linked to the Billerica Town Home Page.
- We are donated a computer to the Billerica Public Library to be utilized by the disabled in our community. This computer will feature a large keyboard, a specialized mouse, a laser pointer, a large monitor and JAWS software. This new computer will help so many people with various disabilities. We hope it brings help to those individuals unable to use standard computers.
- We are hoping to bring the KOTB (Kids on the Block) Puppet Show to the elementary schools in Billerica. This is the program showing children how to deal with various disabilities.
- We are still working very closely with the Billerica Public Library to bring books and equipment to the library to be utilized by all people of various disabilities.
- We also are working with Robert Margossian of the Billerica Parent Advisory Council for Special Education.

We are proud to have had a productive year and look forward to another wonderful year assisting more people with disabilities live their lives with less restrictions and more security and ease.

Respectfully submitted,
Debbie Kardenetz
Secretary, Billerica Commission on Disability

COMMUNICATIONS COMMITTEE

The Communications Committee continues to monitor all telecommunication issues. Compliance to the By-law processes is always under review and refinement. Additionally, the committee provided information and support for requesting town boards and the general public as it relates and applies to telecommunication issues.

The mapping and identification of existing Wireless Communication Facilities is an ongoing process. To date we have identified 6 vendors, operating 13 sites, with at least 28 antenna arrays within the town. This information is invaluable when assessing the future needs of wireless communications within the town.

The RFP selection process for compiling a town wide comprehensive telecommunications plan has concluded. The contract was awarded to Comp Comm, a New Jersey based company possessing the experience, skills and resources to successfully bring this project to completion. An initial meeting with the Comp Comm representative has produced a first draft effort for evaluation. Comp Comm demonstrates an excellent understanding and knowledge of Billerica's telecommunication needs. The Committee looks forward to scheduling future working meetings.

The Communications Committee is also continuing to research, study and create a right-of-way management by-law for the Town of Billerica. This is an in-depth process of accumulation, review, and evaluation of material and information. The committee is fortunate to have members who have had first hand work related experiences in these areas. Their expertise will be invaluable during the development of this By-law.

During 2003 the committee added and additional member and 3 existing members were reappointed. The committee members are: Dennis Abrams; Donald Burlamachi; Frank Busalacchi; Bob Correnti; Richard Freedman; Patricia Huntley; Edward Joy; Cheryl Lally; Jim Lally; and Marc Lally. The committee extends its appreciation for the contributions and hard work of all its members.

The Communications Committee will continue to evaluate and develop additional guidelines that will accommodate the ever-expanding communications technologies.

Respectfully Submitted on behalf of the Communications Committee by Cheryl Lally, Secretary.

CONSERVATION COMMISSION

The Conservation Commission consists of seven members appointed by the Board of Selectmen for terms of three years each. They maintain an office in the Town Hall and currently have a staff of three people (Martin W. Houlné, Director, Patricia A. Simpson, Secretary and Tony DaSilva, Conservation Land Use Assistant).

The Commission and its staff were kept very busy in Fiscal Year 2003 administering and enforcing the State Wetlands Protection Act (Massachusetts General Laws, Chapter 131, Section 40) and its applicable Regulations (310 CMR 10.00) at the local level as well as the local Wetlands Protection By-Law (Article XXII of the General By-Laws) which was enacted by Town Meeting on October 10, 2002.

During this Fiscal Year, the Conservation Commission held 29 Wetlands Hearings (23 of which were solely under the State Wetlands Regulations and 6 were under both the State and local Wetland Regulations). A list of other hearings they held include: 37 Wetlands Hearing Continuances, 12 Request for Determination of Applicability Hearings, 4 Determination Hearing Continuances, 3 Resource Area Delineation Hearings, 3 Resource Area Delineation Continuance Hearings and 1 Modification Hearing.

Official documents issued by the Conservation Commission are as follows: 21 Orders of Conditions; 1 Modified Order of Conditions; 13 Determinations of Applicability; 16 Certificates of Compliance and 1 Duplicate Certificate of Compliance. Three of the Orders of Conditions listed above denied projects and in each case, the permit Applicant appealed their Denial Order to the Northeast Regional Office of the Massachusetts Department of Environmental Protection (DEP). All three Appeals are still under review by the DEP.

For the full year, there were 16 Regular Meetings held by the Conservation Commission.

On August 12, 2002, Tony DaSilva began work as the Conservation Land Use Assistant for the Commission. His duties include working with the Commission to prepare management plans for all the Conservation Lands within the Town, applying for State and Federal environmental grant monies to fund Conservation projects and assisting the Conservation Director with the operation of the Commission office. He is slowly becoming acclimated to this job and the Commission hopes he is able to accomplish a lot in his time with the Town as previous Assistants did before him.

As mentioned above, on October 10, 2002, the Commission was successful in getting a local Wetlands Protection By-Law passed by the Fall Town Meeting. It was approved as Article XXII of the General By-Laws.

This By-Law is administered by the Commission in addition to the State Wetlands Protection Act and Regulations and it will help the Commission to be more successful in protecting wetland resource areas (such as vegetated wetland and floodplain) in Town by allowing them to be more thorough in regulating construction and/or development in or near these wetlands resource areas in the future. On June 25, 2003, after many months of planning and discussion, including a public comment period and two public hearings, the Commission enacted a set of Regulations to go along with the By-Law passed previously. The Commission would like to thank Town Counsel Attorney M. Yvonne Gonzalez of Brackett &Lucas for her valuable assistance in the drafting of these Regulations. It is unlikely that the Commission could have produced such a thorough set of regulations without her knowledge and efforts.

In June of 2003, the Selectmen appointed Kimberly Conway and Jay Thomas III as new members of the Commission, replacing long term members JoAnne Giovino and Jim Miller. The Commission would like to thank JoAnne and Jim for their years of dedication and their tireless efforts to protect the natural resources of this Town. The Commission also looks forward

to working with Kim and Jay as members of the Commission when their terms begin on July 1, 2003.

During this Fiscal Year, the Conservation Commission accepted 3 more donations of Conservation Land, totally approximately 4.5 acres. The Commission thanks Gus Palmieri (2.1 acres), Steven Swift (2.1 acres) and Catherine Costello (.336 acres) for their generosity in donating this land for Conservation Purposes.

Also during the year, two Eagle Scout projects were performed at the Bartlett's Landing Conservation Land, which is on Morgan Road bordering the Concord River. The Commission thanks Andrew Damigella and Tim Speziale for all their hard work (which included landscaping, installing a picnic table, creating a small off-street parking area and posting a sign). The Commission also congratulates them on receiving their Eagle Scout Award. The Commission also thanks the local Boy Scout and Girl Scout Troops for the community service projects that they performed on Conservation Lands in Town.

For Fiscal Year 2002-2003, many Commission Members spent a great deal of their free time participating in numerous other meetings held in the Town Hall as appointed members of various Town Subcommittees. Three such committees were the Open Space Committee, the Vietnam Veterans Park Committee and the Master Planning Committee.

For the sixteenth straight year, the Nicola Micozzi Beach located on Conservation Land at Nutting Lake was once again operated during the 2002 Summer season by the Town Recreation Department. The Conservation Commission thanks Joseph Higgins, Director of the Recreation Department and Assistant Recreation Director Peggy Hannon Rizza as well as their qualified staff, for the great job that they did in successfully overseeing the day-to-day operations at the Beach. With all those involved carrying out their duties in a professional manner, everyone that visited the Beach was provided with a safe and enjoyable experience. Efforts are already underway for the seventeenth year (2003) of the Beach (with an opening scheduled for the beginning of July) and we look forward to many more pleasant summer seasons in the future.

The Conservation Commission holds regular meetings on the second and fourth Wednesday of each month in the Town Hall starting at 7:30 p.m. and all are welcome to attend.

We thank all that have supported the Commission during the past year.

Respectfully submitted,

Brian Morgan, Chairman
Ilana Freedman, Vice Chairman
Thomas Woodford, Secretary
Diane DePaso
Norman Beloin, Jr.
Kimberly Comway
Jay Thomas, III

COUNCIL ON AGING

Fiscal Year 2003 was another year of pushing forward toward a new home For the Council On Aging. We continued to raise funds for necessary furnishings and to plan for the future in a larger building. Many of our programs are still on a limited basis due to a lack of space. However, all programs that are planned to help individual seniors are very active and, so far, there is no limit to the number of people we are able to provide assistance to. We have a very caring, supportive staff that is trying to make everything comfortable for those who come to our building and consider it their "home away from home".

Dorothy A. Cox, Secretary

DITSON REUSE COMMITTEE

Committee Members:

Marc Lally (Chairperson)
James O'Donnell (Selectman)
Stu Wood (Housing)
Judy Delano (Neighborhood)
John Saulnier (Planning Board)
Joan Parcewski (secretary)
Virginia Wrobel (Senior Center)
Paul Shibles (Recreation)
Don Delano (Neighborhood)
Michael Kelly (Neighborhood)

The Ditson Re-Use Committee continued its work with the Town Manager, the Superintendent of Schools, and the Pinehurst Neighborhood to suggest potential uses for the old Thomas Ditson School building located on Boston Road.

After discussions with the Town Manager and the Superintendent of Schools it was decided to move forward with RFP and bid process for a feasibility study.

After reviewing a number of RFP submissions, the Committee presented a report and made its recommendations to the Town Manager. Based on this information and the recommendations Mr. Montuori chose HMFH Architects Inc from Cambridge MA.

An initial meeting with HMFH was held in October to identify the goals:

(1) To keep the building open and property in use during this study and until its final use can be determined and completed. At the current time the Sheriff's Department is utilizing the building as a training facility while it's building is being erected. They have done an excellent job of maintaining and doing outside improvements to the property. The Committee sent a letter to Sheriff DePaoli in July 2003, thanking them for being such good neighbors.

(2) To review potential uses for the building to include but not be limited to:
   a. Education
   b. Housing

c. Commercial
d. Community
e. Recreation & Leisure
f. Youth Services
g. Police Substation
h. Branch Library
i. Share Use
j. Park

(3) To identify those who needed to be part of the initial and, in some cases, the ongoing discussions:

a. Richard Montuori, Town Manager
b. Dr Calabrese, Superintendent of Schools
c. Ditson Reuse Committee – specifically
   Marc Lally (chair) Joan Parcewski (secretary)
   James O'Donnell (selectman)
d. Joe Higgins, Recreation Department
e. Roy Nagey, Boys & Girls Club of Greater Billerica
f. Paul Hubbard, Housing Authority
g. Michael Kinney, Building Inspector
h. Richard Scanlon, Town Assessor

Representatives of HMFH Inc have held interviews with all of the people identified and have reported back those findings to the Committee.

HMFH will spend the next month and a half testing the options and making representations to the committee. The Committee still will have some work to do before it makes its final recommendations to the Town Manager and to the Superintendent of Schools. It is anticipated that this phase should be completed sometime midyear 2004.

FAMILY FIRST NIGHT COMMITTEE

This committee was established to continue the family celebration of the New Year supported by funding by the Town Meeting. Due to the financial situation, our budget was reduced fifty percent to $5,000.

The celebration continued to provide many family activities at the Billerica Town Hall this year. These included entertainment, arts & craft, face painting, games, clowns, magician, storyteller, reptile demonstrations, cartoon characters, individual and group singing performers and food. The Ice Sculptures at the Billerica Common were eliminated due to the budget cut. However, an anonymous donor, through the efforts of the Billerica Police Union, supplied the 2004 and Father Time sculptures which were displayed in front of the Town Hall. All the family activities were free of charge – a wonderful start to the New Year.

The committee consists of Co-chairs Judi Ciampa and Julie Greene, Secretary Dotty Murray, Treasurer Bernie Hoar, Recreation Director Joe Higgins, Safety Officer Marty Conway and members Mike & Carol Agostino, Tony Capaldo, Fred Ciampa, William Greene, Shirley Holdman, Kay Mullen, Dick and Pat Sawyer. The committee meets starting in September finishing up with the event and a wrap-up meeting in January.

We also must thank the many volunteers, especially Jim Spinale and his church youth group, Sheriff DiPaola and the House of Correction group, along with the Town who make this event an outstanding success each year.

BILLERICA FIRE DEPARTMENT

I am pleased to submit the annual report of the Billerica fire Department for the period July 1, 2002 through June 30, 2003:

The department responded to 6,603 fire incidents during fiscal year 2003; they are broken down as follows:

Response Type	Number of Responses
Animal Control	21
Assist Public	100
Bomb Threat	2
Box Alarm	590
Box Service	879
Brush Fire	110
Building Fire	53
Carbon Monoxide Investigations	58
Dumpster Fire	9
Electrical Problem	27
Fire Alarm Activation	223
Fire Investigation	63
Hazardous Materials	13
House Lockout	49
Illegal Burning	59
Investigations	296
Medical Emergency Call	2,661
Municipal Alarm	2
Mutual Aid	41
Mutual Aid Given	13
Odor of Gas	88
Public Relations	16
Rescue	20
Residential Alarm	2

Special Incident	41
Vehicle Accident	492
Vehicle Fire	35
Vehicle Lockout	541
Water Problem	56
Wires Arcing	43
	6,603

FIRE PREVENTION

The following is the report of the major activities of the Fire Prevention Bureau:

1. Public Fire Education
   a. Fire drills conducted in eleven public schools, elderly housing complexes, House of Correction and private businesses.
   b. Public fire education activity – 21
2. Fire Investigations
   a. Fire cause and origin – 22
   b. Vehicle fires – 9
   c. Hazmat incidents – 2
3. Code Enforcement
   a. Hotel inspections – 12
   b. Nursing home inspections – 8
   c. Oil burner inspections – 60
   d. Woodstove/chimney inspections – 31
4. Plans Review
   a. Commercial – 195
   b. Residential – 498
   c. Planning Board – 18
   d. Board of Appeal – 3
5, Permits Issued
   a. Open burning – 2205
   b. Smoke detector certificates – 769
   c. Occupancy sign off – 295
   d. Selectmen's license renewals – 22
   e. Smokeless/black powder – 7
   f. Flammable/combustibles – 132
   g. LP gas storage – 84
   h. Blasting permits – 40
   i. Tank truck inspections – 14
   j. Underground tank removals – 9
   k. Aboveground tank removals – 34
   l. Ast/Ust installations – 8
   m. Tank and piping test – 10

n. Sprinkler permits – 88
o. Commercial fire alarm – 38
p. Residential fire alarm – 234
q. Fixed suppression system – 17
r. Open flame permits – 52
s. FP 290 tank regs. – 22

Permit fees collected: $24,195.00

TRAINING ACTIVITY DURING FISCAL YEAR 2003

The firefighters were trained on the following topics:

Hazardous material for first responders
Hazardous material at technician level
Operation of radiological monitoring equipment
Confined space rescue
New radio equipment training
Large diameter hose training
Ice rescue training
Operation of master streams
Rapid intervention rescue training
Protective breathing equipment and search skills
Civilian dispatchers training
Multi-gas meter training
First responder certificate
CPR certification
Vehicle extrication jaws of life training
EMT refresher training
Defibrillator training
Incident command system
Incident report training
Water rescue

MAINTENANCE OF EQUIPMENT

Testing of hose
Thermal imaging camera
Scott bottle and packs overhaul
Multi-gas meter calibration
Pass devices
Tested pumps
Protective clothing inspection

PLANNINGS AND MEETINGS

Lowell Fire Department
Boston Fire Academy
Chelmsford Fire Department
Mass. Fire Academy
Mass. Institute of Fire Department Instructors

GOALS FOR FISCAL YEAR 2004

Confined space rescue advanced level
DSL connection at all stations
Advanced rope training
Flashover training for another group of firefighters
Dispatch training

The main concern of the Training Division is the safety of the personnel and the residents of the Town of Billerica.

The Fire Department would like to thank all other Town departments and Town officials for their help and cooperation throughout the year.

Respectfully submitted,
Anthony E. Capaldo, Fire Chief

BOARD OF HEALTH

The Board of Health presents this as its annual report for Fiscal Year 2003. The Board of Health was represented by the following members:

Bernard Hoar, Chairman
Arnold Ventresca, Vice Chairman
Marie O'Rourke, Secretary
Robert Reader, Member
Sandy Giroux, Member

The Health Department Staff for fiscal year 2003 was comprised of the following individuals:

John Morris, Director of Public Health
Richard Berube, Deputy Director
Cheryl Marland, Public Health Nurse (resigned April 28, 2003)
Angela Braun, Health Agent (part time)
Phavy Pheng, Health Agent

Nancy Higgins, Principal Clerk (part time)
Kelly Jones, Principal Clerk

During fiscal year 2003, the Health Department conducted the following services:

Building Permit Reviews	596
Complaint Investigations	392
Food Service Establishment Permits Issued	197
Storage of Milk and Cream Permits Issued	161
Food Service Inspections Conducted	649
Temporary Food Service Permits Issued	68
Asbestos Removal Permits Issued	18
Burial Permits Issued	123
Disposal Works Installer Permits Issued	26
Funeral Director Permits Issued	4
Health Club Permits Issued	2
Horse & Barn Permits Issued	37
Hotel Permits Issued	3
Ice Rink Operator Permits Issued	1
Manufactured Housing Community Permits Issued	1
Massage/Muscle Therapy Establishment Permits Issued	11
Massage/Muscle Therapist Permits Issued	19
Needles & Syringes Permits Issued	1
Portable Toilet Permits Issued	0
Recreational Day Camp Permits Issued	2
Recombinant DNA Permits Issued	1
Septage Hauler Permits Issued	16
Septic System Permits Issued – New Construction	22
Septic System Permits Issued – Repair/Upgrade	72
Suntanning Salon Establishment Permits Issued	10
Swimming Pool Permits Issued	9
Transitory Gathering Permits Issued	2
Title 5 Inspector Permits Issued	10
Variance Applications Reviewed	52
Well Permits Issued	5
White Good Permits Issued	2,743

During Fiscal Year 2003 the Public Health Nurse conducted the following services for residents:

SERVICE PROVIDED	**NUMBER OF RESIDENTS**
Office Visits	1,200
Senior citizen clinics	1,205
Mantoux clinics	30
Hepatitis B clinics	30

Flu Shot clinics, plus 8 homebound visits for flu shots	1,485
Pneumonic shot clinics	39

The Health Department held its Annual Health and Recreation Fair on Saturday, April 12 2003. The event attracted more than 3,800 residents who were provided with valuable services, information and opportunities to achieve optimum wellness, all at no cost. The Health and Recreation Fair is organized by volunteers and provided at no cost to attendees.

Respectfully submitted,
Bernard Hoar, Chairman

HISTORICAL COMMISSION

The Billerica Historical Commission meets the first Wednesday of each month and at other times as conditions warrant. During the year the Commission's Circa Sign Program was continued and an additional dozen historic homes were recognized and marked.

In July Charles Kennelly, life-long resident of Billerica, returned from a family reunion in the north central part of the country with pictures of a three legged corner chair which was made from a beam salvaged from the ancient Jonathan Danforth Homestead (off River Street) when it was razed about 1880. The chair is presently on display at the museum of the Lac Qui Parle Historical Society in Wisconsin. Although the Commission members agree with Mr. Kennelly that the chair belongs in Billerica, the funding for such a purchase is not available at the present time. Somewhat coincidentally the Commission members plan at a future date to mark the Danforth Well (c. 1653), which is located in the Greenwood Village near Building #6.

During the spring several commissioners attended an information meeting at which the fate of the Concord River dam in North Billerica was discussed. At the session the United States Fish and Wildlife Service presented a proposal to breech the dam. This would allow fish to migrate upstream but would have a decidedly negative effect on the historic character of the area, which is on the National Register of Historic Places. At the present, the dam and water rights are allegedly owned by the operators of the Talbot Mills' property. The DEM categorized the dam as "fair" but notes that there is no misalignment and that an expenditure of $25,000 would improve the structure significantly.

In April the Commission's chair participated in a forum on the North Billerica dam. This session, which was very well attended, was held at Middlesex Community College in Bedford. The Commission members support the position of the Middlesex Canal Commission and the Middlesex Canal Association that the dam is historically significant and should not be removed or compromised. Such action would derail the plans for the Millpond Heritage Park.

During the winter and spring month's three members of the Commission participated on a committee, which was formed by the Billerica Historical Society. They gathered pictures and

wrote captions for the Images of Billerica, a book that will soon be released by the Arcadia Publishing Company.

As the year concluded, Morse Payne, a Bedford resident, attended a Commission meeting and revealed his thesis on how many of the municipal boundaries in eastern Massachusetts were originally established. Naturally, Billerica was included as part of his lecture. He hopes to present his findings to a larger audience at the Town's 350th Anniversary celebration.

In addition Commission members provided historic background information on the Hill's Bridge (Rte #4) which is slated for replacement; assisted the Historical Society with its historic marker projects; met with the World War I / World War II monument committee; restored one of the signs affixed to the North Billerica Depot; and considered on application under the town's Demolition Delay By-law. During the upcoming year the Commissioners hope to insure that the Ditson Homestead doorstep is relocated to a site at the New Ditson School, to mark ten more homes with Circa Signs, and to continue to update Billerica's local inventory of historic places.

Respectfully submitted,
Alec Ingraham, Chair
Thomas Paskiewicz, Vice Chair
Virginia Maguire, Secretary
Carol Bruyere
Elizabeth Cleary
Margaret Ingraham
Helen Knight

Alternate Member:
Paul J. Holmes

Associate Members:
Dr. Charles Stearns
Robert Value
Peter Woodbury

HISTORIC DISTRICTS COMMISSION

The Commission consists of seven regular members, two alternates and Town Planner, Peter Kennedy as a non-voting ex-officio.

Regular Members:	Marie Dube	Alternate Members:	Mary Canty
	Debra Fox		David Mains
	Joshua Kane		
	Doug Meagher		
	Kristen Norwood		
	Debra Wolf		
	Richard Young		

Officers:
Richard Young – Chairman
Kristen Norwood- Vice Chairman
Debra Fox – Secretary

The first scheduled meeting of the Billerica Historic Districts Commission for fiscal year 2002 through 2003 was held on July 17, 2002.

Meetings were held the first and third Thursday of each month, beginning at 7:30 PM and adjourning as necessary. Special meetings were also held on alternate dates as needed. All meetings held were posted as required with the Town Clerk.

During the Spring and Fall Town Meetings, the Commission changed their regularly scheduled meetings to the first and third Wednesday of the month until Town Meeting was adjourned.

The Commission reviewed forty-four Applications for Certificates during this period. Of those:

32 - Applications were accepted and approved as Certificates of Appropriateness and Minor with some including conditions.

8 - Applications were accepted as Certificates of Appropriateness and Major which required Public Hearings to be held prior to approval.

6 - Applications were accepted and approved as Certificates of Non-Applicability.

1 - Application was accepted and approved as a Certificate of Hardship.

0 - Applications were denied.

Also reviewed by the Commission:

2 - Amendments to previously approved Applications were submitted, accepted and approved.

Violation letters were sent to property owners for work already in progress or completed on their properties without prior submission of an Application to the Commission.

The Commission reviewed and approved Applications from homeowners and businesses for a variety of repairs, such as roofs, porch additions, window replacements, new construction and signs.

Detailed minutes of the Billerica Historic Districts Commission's meetings have been filed with the Board of Selectmen and are available for review by the public at the Billerica Public Library.

We wish to thank all the residents and businesses who support the Commission in our efforts to preserve the remaining historic architectural fabric of our Town for future generations to enjoy for the next 350 years.

We look forward to working together with the Board of Selectmen and Town Administrator in the fiscal year 2003-2004 to continue to preserve and protect the Historic character of Billerica.

Respectfully submitted, Debra Fox, Secretary

HOUSING AUTHORITY

At its annual meeting held on April 7, 2003 the following officers were elected:

Walter Coakley, Chairman
Helen Gentile, Vice Chairman
Dorothy Pearson, Treasurer
William Flaherty, Assistant Treasurer
Stewart Wood, Member

Effective January 1, 2003 Philip Hubbard succeeded Carol Ford as Executive Director. Ms. Ford retired after 30 years in that position.

The Billerica Housing Authority provided a total of 259 units of low-income housing:

-177 elderly (age 60+)/handicapped under Chapter 667 at 13 and 16 River Street and 33 Talbot Avenue
-11 families under Chapter 705 – scattered sites
-16 special needs (DMH and DMR) under Chapter 689 – 16A River Street and 609 Boston Road
- 65 section 8 housing choice vouchers in Billerica and surrounding communities

The housing authority continued a supportive housing program for elderly/disabled tenants providing daily meal, exercise and activities programs as well as case management, personal care, homemaker and on-call services in conjunction with Elder Services of the Merrimack Valley, Inc., the Merrimack Education Center and Supportive Care, Inc.

During the year the BHA collaborated with Shawsheen Valley Technical High School in initiating construction of a single-family home on Plenty Street. The housing authority also participated in an affordable homeownership lottery for Salisbury Estates condominiums.

The Billerica Housing Authority would like to thank the Board of Selectmen and Town departments for their continued support.

Sincerely,
Walter Coakley, Chairman

LOWELL REGIONAL TRANSIT AUTHORITY

The Lowell Regional Transit Authority provides general public fixed route bus service and Paratransit transportation service for Billerica's disabled residents and senior citizens via the LRTA's Road Runner Dial-a-Ride service.

The BI-Billerica Route bus service between Billerica and Lowell operates Monday through Saturday with the first bus leaving Billerica for Lowell at 7:05 a.m. and the last bus leaving Lowell for Billerica at 5:20 p.m. There are ten (10) round trips per weekday and five (5) round trips on Saturdays.

The #19 Billerica/Lahey Clinic route connecting Lowell and Burlington, travels along routes 129, 3A, Concord Road and the Middlesex Turnpike with in Billerica. The #19 Route operates Monday through Friday, with six (6) round trips per day, the first departing Lowell at 6:00 a.m. and last trip departing Lahey Clinic at 5:30 p.m.

Fares are $1.00 within Billerica and $1.50 between Billerica and surrounding communities. Senior citizens and the disabled pay half fare. The LRTA "PASSPORT" is available to Billerica residents at a cost of thirty-five ($35.00) dollars, which entitles the bearer to travel on all LRTA bus service routes and the MVRTA's Lowell to Lawrence route as well. The South Lowell bus route (#03) extension to the North Billerica train station continues to offer nineteen (19) trips daily to and from Lowell for a one-way fare of $1.50

Billerica had an estimated **69,604** fixed route passenger trips in FISCAL YEAR 2003 This represents a significant increase in passenger trips over the previous year. This is partially attributed to the popularity of the new Route #19.

The fixed route bus service is provided by LoLaw Transit Management, Inc. under contract to the LRTA. **For full information regarding the regular bus route service, residents should call 452-6161.**

The Road Runner Dial-A-Ride bus service continues to accommodate many trip purposes including work, medical, shopping, recreational and social. The Road Runner service operates from 6:30 a.m. to 5:30 p.m. on weekdays and from 8:00 a.m. to 4:00 p.m. on Saturdays with a 24-hour call-in-advance notice needed to arrange trips. Service is available to Billerica residents over 60 years of age and individuals of any age with a permanent or temporary disability.

One-way fares cost one dollar within Billerica and one dollar and fifty cents to Chelmsford on Mondays; to Lowell on Tuesdays; and to Burlington on Fridays. Medical trips to Boston are available Tuesday through Friday. The one-way fare is two dollars and fifty (2.50) cents. Medical trips to Tewksbury are also available on Wednesdays. The one-way fare cost is one dollar to the Billerica Council on Aging for bingo. Service is also provided to the Billerica Council on Aging activities and to their daily lunch program.

Ridership for the **Road Runner** service was approximately **8,853** in FISCAL YEAR 2003. The Road Runner service is operated by Omni Bus Co. under contract to the LRTA. All LRTA Road Runner vehicles are wheelchair lift-equipped and provide a curb-to-curb service. **For service requests and further information the number to call is 459-0152.**

Commuter rail service between the North Billerica Station and Boston is operated by AMTRAK under contract to the MBTA. Twenty-one (21) round trips are provided on weekdays with eight (8) round trips on Saturdays, Sundays and holidays. The one-way interzone fare between North Billerica and Lowell is one dollar and seventy-five ($1.75) cents. The round trip fare to Boston is eight dollars ($8.00). Over 450,000 passenger trips were served to and from the North Billerica commuter rail station in 2002. Billerica commuters to Lowell disembark at the Gallagher **Intermodal Transportation Center** and continue to avail themselves of the convenient LRTA shuttle every 15 minutes to Downtown Lowell with the opportunity for connection to all LRTA routes. The LRTA manages the North Billerica Commuter Rail Station under a cooperative agreement with the Town of Billerica and the MBTA.

Bus connections to Manchester Airport as well as most cities in the United States can also be made at the **Gallagher Intermodal Transportation Center** as Peter Pan, Vermont Transit, Greyhound and Michaud Bus ("Foxwoods Casino Special") all make regular daily stops there. For further information regarding commuter rail and intercity bus service, residents may call 459-7101 or 1-800-392-6100. For additional information regarding times and rates residents may call **1(800) 245-2525 or (603) 893-8254.**

The entire LRTA bus fleet is completely handicapped accessible with 40 wheelchair lift-equipped buses providing transit service to Billerica and the Greater Lowell Region. The LRTA was one of the first transit authorities in the nation that could make this claim.

The LRTA also provides service to residents of Billerica and Greater Lowell by linking with the MBTA system at the Billerica/Burlington Town Line. **The LRTA's Billerica (BI) bus route connects with the MBTA's bus routes numbers "350" and "352" in Burlington at the intersection of Cambridge and Chestnut Streets (Route 3A). Also, the LRTA=s #19 Billerica/Lahey Clinic route connects with the MBTA=s** A**351≅ and** A**170" at the Sun Microsystems campus in Bedford, and the** A**350" route at the Burlington Mall.** These links make possible many connections to Boston and the northwest metro region. In addition, Greater Boston residents now have a direct bus connection to points of interest in Billerica and Greater Lowell. **For further information on this service and all other LRTA routes, residents may call 452-6161.**

Billerica's Representative to the Lowell Regional Transit Authority Advisory Board is Arthur Doyle.

The LRTA Administrator is Robert B. Kennedy.

BILLERICA MUSEUM COMMITTEE

In 2003 the Museum Committee pursued multiple avenues for raising awareness and interest in the up-coming town museum to be located eventually in the Howe School on Boston Road. The Committee's "Glass Negative" collection was featured in a slide show designed by Mr. David

D'Apice and shown at several public venues throughout the year. The committee formally adopted operating By-Laws.

The Committee worked diligently throughout the year putting together the following exhibits of Billerica's rich and varied past:

February & March: "History from the Heart" exhibited at the BATV Studio gallery
April thru September: Exhibit at the Billerica Public Library's local history room
May thru October: Display exhibit at the Coffee Emporium, Billerica Center
September 2003 thru May 2004: Exhibit at the Bennett Public Library
October: Committee hosted a "Grand Opening" for the exhibit at the Bennett Library, which is being leased as a temporary home for the exhibits (until the restoration of the Howe School is completed)

Fundraisers:
The Committee hosted the first annual "Great Chili Cook-Off!" which drew several contestants and utilized local personalities for judging! We're hoping to host the second event in 2004!

September thru May 2004: Active Gift Shop at the Bennett Library Exhibit.

Visibility:
April: Display / Information booth during *Earth Day* celebration
May: Participated in *International Museum Day*
July: Participated in *4th of July Celebrations*, Billerica Common
Aug: Participated in *350th Committee's "Family Fun Day"*
Oct: Donated framed print from glass negative collection to the Historical Society auction
Nov: *"Images of Billerica"* Reception
Dec: Donated gift basket to *Home for the Holidays* celebration
Opened exhibit at the Bennett Library for *Family First Night* celebration

Howe School Restoration Update:
Early in the year the Billerica Food Pantry vacated the Howe School allowing the restoration of the building to move into full speed. With the speed of the restoration project well underway, the committee is hopeful to be actively occupying the first floor of the building by September 2004. The restoration of the second floor will continue when additional funds become available.

Students from Shawsheen Technical High School are taking part in the restoration of the building on an on-going basis. Several people have offered to volunteer their skills free of charge toward this important restoration project.

Committee Members:
Chairman: Peter E. Marck, (Moderator Appointee)
V. Chairman: Ronald Turner, (Town Manager Appointee)
Treasurer: Rick Burrt, (Selectman Appointee)

Secretary: Priscilla DiBona, (Arts Council Appointee)

Members:

Selectman Appointees:	Fraz Fraine, Beverly Marck
Alternates:	James O'Donnell, Thomas Paskiewicz, Michael Kelly
Historical Society:	Helen Potter, Alternate: VACANT
Historical Commission:	Helen Knight; Alternate: Virginia Maguire
School Committee:	VACANT, Alternate: VACANT
Town Manager Appointee:	Philip Newfell

Working Committees:

Public Relations:	David D'Apice (volunteer)
Membership:	Helen Potter
Grant-Writing:	Rick Burtt, Priscilla DiBona
Collections:	Ronald Turner, David D'Apice (volunteer)
Building:	Rick Burtt, Phil Newfell, David D'Apice (volunteer)
Fundraising:	Priscilla DiBona, Joan Parcewski (volunteer)

Respectfully Submitted,
Peter E. Marck, Chairman
Priscilla DiBona, Secretary

MIDDLESEX CANAL COMMISSION

The Middlesex Canal Commission, Billerica Section, continues to hold monthly meetings on the second Wednesday of each month, starting at 7:00 PM. The meetings are held in the Middlesex Canal Museum-Visitor Center located in the Faulkner Mills, Unit 12, 71 Faulkner Street, N. Billerica, MA. All are welcome to come and participate in our meetings, membership is not required. (978-670-2740)

"Tales of the Middlesex Canal": The first play ever to be performed at the museum was a sold out event on 8/25/02 and received well by all. The Atlantis Playmakers did a fantastic job. This was a first in a many faceted fund raising plan.

Yankee Doodle Homecoming Days: People from our sister town of Billericay, England attended a luncheon sponsored by the Pare` family (owners of the Faulkner Mills) and toured our facility as our portion of their visit. Boat trips by Concord River Environment Stream Team were a large draw.

Education Committee: The committee has developed a program to tell the Middlesex Canal story in all 9 towns along the Canal. Fifteen Wilmington 3rd grade teachers attended a meeting in October and received a teacher's course guide, which included a manual (to be specific for each town), major features, lesson plans, maps, an "The Olde Middlesex Canal" book and an

"Incredible Ditch" book. These same teachers brought 16 classes for a whole week in May 2003 as field trips to reinforce what the children were taught during the year. A manual is being prepared for Billerica teachers through a grant from The Billerica Plan and we have had interest from teachers from Lowell.

Nortel Networks grant: Awarded $10,000 to design and build a new sales area and small research room. We began with all donated shelving and a desk and now have a very impressive first impression with matching cabinetry and countertops. An intimate reading/research room complete with books and computer are available to the many students and visitors needing a quite area in which to work.

We are always in need of new volunteers and docents. Each year a day is set aside to introduce new and seasoned volunteers to the ins and outs of helping at the Museum so all our workers are comfortable acting as tour guides. The Town Manager has included working at the Museum as an option for seniors needing hours toward tax abatement. The Museum's seasonal hours are 12:00-4:00 PM on Saturdays and Sundays from April through September. We estimate our attendance at about 2,5 00 guests.

Discussions are at a standstill with the owners of the Concord River dam regarding the sale or donation of this property to the MCC. The prickly issue is considered pivotal to the future plans of the Commission in proceeding with the Heritage Park

Our volunteers participated in Earth Day, International Museum Day, RiverFest, a Native American Pow Wow in Woburn, and Green Up Day. We joined the Greater Boston History Project, a new partnership of historical sites in the Greater Boston area. The goal is to combine resources into six "themed" trails. Each of the trails will direct visitors to both well known and little-known sites that interpret the history of Boston, especially important with the various conventions coming to Boston next summer.

New marketing brochures, design donated by Dave D'Apice, were produced and delivered to various tourist information racks in the area. We remain a member of the Greater Merrimack Valley Convention Tourism Bureau.

We encourage landowners to allow easements or charitable land contributions on parcels that abut the Middlesex Canal, of which we received two, so that we might preserve an outstandingly important and shrinking piece of our history.

Scott Lyle stepped down as Recording Secretary due to his upcoming marriage, Alternate Ilana Freedman stepped down due to conflicting meeting schedules and Marion Potter applied for an Alternate Member position as her health improved. Donna L. Doucette resigned June 2003.

Respectfully submitted,
John K. Reardon, Chairman and Member
Alternate Members:

Alec Ingraham, Treasurer
Shayne Reardon, Secretary
Helen Knight
Marion E. Potter
Carole N. O'Riorden

NORTHERN MIDDLESEX COUNCIL OF GOVERNMENTS

The Northern Middlesex Council of Governments is a multi-purpose planning district, a public body corporate, formed under State enabling legislation governed by a policy board of local elected officials. Each of the nine member municipalities including: Billerica, Chelmsford, Dracut, Dunstable, Lowell, Pepperell, Tewksbury, Tyngsborough and Westford, is represented by a member of the Board of Selectmen or City Council, a member of the Planning Board and an alternate member appointed by each Board of Selectmen and in the case of Lowell, by the City Manager.

The Council maintains a staff of professional planners and technicians to assist it in developing and implementing its policies. The Council meets monthly (usually the third Wednesday of each month) at 115 Thorndike Street, Lowell, and all meetings are open to the public.

The Council acts seriously and deliberately to "make careful studies of the resources, problems, possibilities and needs of its district"...and to "... make recommendations for the physical, social, governmental or economic improvement of this district...."

Assessments upon the member communities are on an equal per capita basis and are used to provide the "local matching share" of various projects undertaken by the Council with State and Federal funds.

These funds enable the Council to undertake far more staff work than would otherwise be possible at the present level of local assessment (about 25 cents per capita). The Council's FY 2004 budget includes $69,227 of local assessments, which are approximately 13% of the total budget. Billerica's share of the local commitment is $9,388.73.

Each year the Council devotes a large portion of its efforts to transportation issues. In cooperation with the Federal Highway Administration and the Massachusetts Highway Department, the NMCOG continues to focus on transportation problems across the region. During the past year the NMCOG assisted the Middlesex Canal Commission in designing the Canal Park at the Concord River Mill Pond and in initiating Phase 2 of the restoration of the Canal. The staff continues to monitor and track the progress of the Route 3 widening project. The Council also worked with the Town and MassHighway relative to the redesign and replacement of the Route 4 bridge over the Concord River.

The Council continues to assist the Town on work related to the proposed Yankee Doodle Bikeway extending from North Billerica to Bedford, eventually linking with the Minuteman Bike Path in Bedford.

In addition NMCOG continued its traffic counting program taking over 100 traffic counts annually. In 2003 many counts were taken in Billerica. This data is incorporated into a traffic count book and map services which is distributed to local officials each year.

The staff continues to work with the Town of Billerica and the Massachusetts Highway Department to advance several key projects of importance to the Community. These projects include replacement of several bridges and improvements to intersections along Route 3A, as well as the widening of Concord Road.

The Council continues to provide assistance to the Lowell Regional Transit Authority in areas such as, obtaining Federal capital and operating funds, marketing to improve ridership and revenue, statistical monitoring and reporting. Direct assistance with projects such as the relocation of the transit hub to Gallagher Terminal are aimed at improving operating efficiency and financial viability.

With assistance of LoLaw Transit Management, Inc., the NMCOG staff continued to monitor ridership trends for the Lowell Regional Transit Authority. The Billerica Road Runner service continued to be a success with approximately 9,000 passenger trips in fiscal year 2003. The LRTA fixed route service within the Town of Billerica has approximately 70,000 passenger trips during the same period.

The Council performs a statutory review role for those projects that come under the purview of the Massachusetts Environmental Policy Act, that is, those projects whose environmental impacts are deemed to be significant and/or require State or Federal permits or funding.

The Council continues to provide demographic information and technical assistance to its member communities who request such. Billerica residents should feel free to contact Council staff who will be glad to either answer their questions or to direct them to the proper source of information. This information is also available on the World Wide Web at www.nmcog.org.

Over the past year, the Council assisted the Town in administration of the grant for the construction of the Senior Center. The staff continues to prepare an Economic Development Strategy for the Northern Middlesex Region, in cooperation with the Economic Development Administration.

Respectfully submitted:
Ellen Rawlings, Councilor, Representing the Billerica Board of Selectmen
Sal Pasciuto, Councilor, Representing the Billerica Planning Board

PLANNING BOARD

The Planning Board had a busy and productive year in FY03. Besides reviewing and ruling on several subdivisions and site plan special permits, the board held public hearings and made recommendations on thirteen zoning by-law amendment proposals.

In the spring the board said good-bye to long-term member Robert C. Norman and welcomed newly elected member Edward McLaughlin and re-elected member Sal Pasciuto, Jr. Paul A. Marasco was elected Chairman, Sal Pasciuto, Jr. Vice Chairman, and Stephen L. Hart Secretary. In July longstanding member Donna Doucette resigned and in August Robert C. Norman was appointed to fill out her term.

In FY03, the board received only one preliminary subdivision plan that was conditionally approved. This is significant because it demonstrates the trend away from single-family subdivisions and an increasing number of multi-family developments.

The Planning Board received and approved with conditions nine requests for site plan special permits. Under this procedure the board reviews all new multi-family developments and new construction of commercial or industrial buildings resulting in the creation of more than 5,000 square feet of gross floor area.

The board considered two requests to modify previously approved definitive subdivision plans.

The board approved ten approval not required (ANR) plans in FY03. ANR plans represent a division of lands into two or more lots, each with sufficient frontage and adequate access on either: 1) a public way, 2) an approved subdivision, or 3) an adequately constructed road in existence prior to subdivision control. These plans are exempt from the subdivision approval process.

The board took up twelve applications for "minor" Subdivision Approvals, (B2's), and several addition requests including "Bond Releases", "Permission to Return to the Board of Appeal", "Scenic Road Permits" and "Bond Acceptances".

The board also made a significant change to the "Rules and Regulations Governing the Subdivision of Land in Billerica, Mass" This amendment made it a requirement for our consultant engineer to inspect subdivisions during all stages of development. This is in addition to the inspections routinely performed by our own engineering office.

The board also sponsored five Zoning By-Law amendments, which resulted in the adoption of a new Zoning Map and new affordable housing requirements.

The board would like to express our appreciation to Peter D. Kennedy, Director of Planning, and Barbara G. Norman, Secretary and the many departments with which we work.

The board and staff are available to any individual, who may need assistance with any matter concerning the Planning Board,

Respectfully submitted,
Paul A. Marasco, Chairman
Sal Pasciuto, Jr. Vice Chairman
Stephen L. Hart, Secretary
John K. Saulnier
Richard Tortola
Edward McLaughlin
Robert C. Norman

BILLERICA POLICE DEPARTMENT

The Billerica Police Department is pleased to submit this Annual Report for the fiscal year 2003. This department has continued to serve the Town of Billerica with traditional police services as well as providing a wide array of other services. The department completed several improvements in our 911 communications center and also added a K-9 unit during the fiscal year 2003.

Our Community Policing Program includes A School Resource Officer, R.A.D. (Rape Aggression Training), PAL (Police Athletic League), Crime Prevention, and Elder Affairs, Child ID Project, Neighborhood Watch, and Bicycle Patrol.

The School Resource Officer Program has been successfully operating in the High School and middle schools. Throughout the year PAL continued to be successful in forging new relationships with the youth of the community. The PAL program continued to operate programs in conjunction with the Recreation Department such as floor hockey, flag football, basketball, skiing activities and a bicycle safety rodeo in order to keep our youth in positive activities.

Bicycle patrols have continued to be successful in areas such as parks and playgrounds. They also played a role in helping to enforce regulations on all terrain vehicle use. The Traffic Safety Division has continued to provide specialized enforcement in key areas throughout the town, as well as continuing to provide school bus safety programs within the Billerica Schools. In cooperation with the Governors Highway Safety Bureau we participated in the Nationwide Click It or Ticket campaign as well as child car seat safety inspections throughout the year.

The Billerica Police Department logged 26,707 calls for service during fiscal year 2003, including:

- 580 arrests
- 6208 motor vehicle citations issued
- 292 parking tickets issued

The calls for service are broken down as follows:

911 Calls	4261
Alarms	2369
Animal Control	270
Arrest – Warrants	117
Arson	9
Assault/battery/dang weapon etc.	80
Attempt to commit crime	18
Bicycle stolen/recovered	26
Burglary of MV/B&E	173
Check of area-person/building	3833
Checks – Bad	3
Counterfeiting / forgery	7
Disorderly conduct / Disperse persons	1656
Domestic	536
DPW call our	270
Drug violations	45
Dumping – illegal	329
Explosion	3
Fire Department notification	197
Firearms Stolen/Recovered/shots heard	20
Fireworks complaint	57
Fraud – all	97
Gas odor	34
Hazardous material	7
Health – public health problems	2
Homicide	1
Intelligence – drugs	9
Internet crimes	9
Juvenile matter – missing/runaway/other	129
Kidnapping – spousal/custody	10
Larceny/Theft - all types	335
Lost and found	121
Medical	1964
Mini bike/ATV/snowmobile	136
Missing person/adult	12
Motor vehicle accidents	1386
Motor vehicle theft/recovery/license plats	94
Motor vehicle violations/disabled/towed	1574
Motor vehicle violations/disabled/towed	1246
Mutual Aid	137
NEMLEC radio check	170
Notification made	146

OUI / Other alcohol offenses	132
Parking complaint	150
Phone calls – harassing/obscene/phony call	101
Police information / general request	296
Power failure/wire down	99
Prisoners provided with meal	222
Road rage	24
Roster – shift assignments	1097
RRT/SWAT Call out	13
Search Warrants	5
Selectman's papers delivered	200
Sex crimes/attempts	15
Solicitors Complaints	19
Summons/ warrants/209A service/attempts	1051
Suspicious activity – motor vehicle/persons	1976
Threats – bomb- to kill/ susp. Package	105
Town property damaged/ By law violations	15
Traffic control assignment	15
Traffic hazard	268
Transport prisoner to court/other transports	434
Trespass real property	10
Vandalism destruction/damage of property	571
Weapons/bb gun/ hunting/ law violation	31
Weapons turned in	9

Funds Collected F/Y/E 6/30/03

Account	Account #	Amount
Administrative Fee	12108-43226	$ 45,040.39
Insurance Recovery	29050-4000	$ 16,015.43
Lowell District Court/Treas. Receipts	12108-46950	$ 13,058.50
Photos/FID & Pistol Permits	21020-5400	$ 1,065.00
Firearm Permit Fees	12108-44200	$ 6,152.50
Police Report Copies	12108-43212	$ 5,611.00
Registry of Motor Vehicles	12108-47701	$ 109,470.57
ATV fines	12108-47702	$ 500.00
Parking tickets		$ 2,715.00
Restitution	12108-46950	$ 1,486.00
Special Police Details	3500-4014	$1,150,101.98
Warrant Removal Fees	12108-46950	$ 1,725.00
Solicitors License	12108-43212	$ 275.00
	Total	**$1,353,255.37**

On behalf of the Billerica police department, I would like to thank each town department who worked cooperatively with us during the year. Additionally I would like to thank the residents who have supported the police department throughout the year and look forward to working with them in the future.

Respectfully submitted,
Daniel C. Rosa, Jr.
Chief of Police

BILLERICA PUBLIC LIBRARY

The Billerica Public Library continued its growth trend in FY'03. After three years in our new facility, we are still experiencing tremendous increases in usage. Just under 300,000 items were borrowed during the year and 241,000 people used the library.

Our children's programming was once again an exciting and popular attraction. Fostering a love of libraries and reading at a young age is a large part of our mission. More than 300 story hours for children from 6 months to 5 years old were attended by over 3,000 pre-schoolers. Twenty-one special programs featured performances by magicians, musicians, theatre groups, puppeteers and others. Our adult programming was equally well received. The monthly book discussion group has gained a loyal following. We had programs on a variety of topics during the year including, digital photography, the big bands, crime scene investigation, scrap booking and many others. More than 1200 eager participants enjoyed these free offerings.

Our Young Adult focus continued as well. A wide range of reading incentive programs and a strong young adult volunteer program, have made the library an attractive meeting place for teens. The Young Adult volunteer were responsible for creating the awesome Jungle Book float that we entered in the Yankee Doodle Weekend Parade this year. These volunteers logged 997 hours of work this year. In addition, a group of Peer Leaders from the Locke Middle School prepared and implemented story hours for young children here at the library.

Thanks to a generous donation from the Billerica Commission on Disabilities we now have a computer equipped with hardware and software specifically designed for people with physical challenges.

Our computer training classes continued this year. Classes in Word, Excel, Windows and Basic Internet were held several times during the year in our computer lab.
We will be continuing to expand our training opportunities in the coming year.

Outreach Service is expanding as well. We are delivering library resources to nursing homes, assisted living facilities, daycare centers and to the homes of shut-ins or disabled residents. This free service allows residents who would otherwise not be able to avail themselves of our service to receive home delivery on a bi-weekly basis.

The Friends of the Library were in high gear again this year. Their quarterly Bottle and Can Drives, Book and Bake Sales, Hot Dog Supper, Ice Cream Sundae Night and Fall Raffle are just a few of the many fundraising activities which this dedicated group of library advocates undertake each year. Their efforts are responsible for the Museum Pass program, our video and DVD collections and many of the special children and adult programs offered by the library. Each year they benefit the library to the tune of over $20,000.

The Billerica Public Library Foundation, Inc. held two fundraisers this year as well. The 3rd Annual Spring Fling dinner dance in May and the very popular Wine Tasting Event in October. In conjunction with the Wine Tasting this year, the Foundation, with the help of Tour Associates/American Express Travel held a Cruise Raffle to benefit the Foundation.

Library Lowdown, our monthly Billerica Access Television program continued this year as well. The half-hour segment provided books reviews, library news and highlighted special services and collections available at the library. We also maintained a weekly column in the Billerica Minuteman.

None of our accomplishments would be possible without the hard work of our dedicated staff. My special thanks go to all of them for their efforts. I would also like to thank the Board of Library Trustees for their support and guidance over the past year. My final note of appreciation goes to our faithful users who make it all worthwhile.

I look forward to the coming year as we continue to grow and improve. We plan to introduce wireless technology in 2004 and will begin development of a new Strategic Plan to guide our operations over the next five years.

Respectfully submitted,
Barbara A. Flaherty, Director

DEPARTMENT OF PUBLIC WORKS

The Department of Public Works continued to provide services to Town residents including roadway and drainage maintenance, snow plowing, tree cutting, playing field maintenance, construction administration, and water and sewer treatment. Our Water Treatment Plant at Boston Road produced an average of 5.27 MGD (million gallons per day) of drinking water this year, while the Waste Water Treatment Facility at Letchworth Avenue treated an average of 3.042 MGD.

The fiscal year continued with high construction activities throughout the Town. Sewer contract 32 (River Pines Phase I) began and is expected to be completed in the spring of 2004. Sewer contract 32A, which will connect the Middlesex House of Correction on Treble Cove Road to our municipal wastewater facility, also began this year. Sewer contract 33 (River Pines Phase

II) design is complete and will be put out to bid in the spring of 2004. It will take two (2) years to complete.

Utilizing the Roadway Management Program, and with combined Local and State funds, we continued to reconstruct and pave roadways throughout Billerica. Our program also included crack sealing and patching several other streets in Town.

The construction of the River Street Bridge was completed under the direction of MassHighway and work continues on the George Brown Street Bridge.

The new Water Treatment Plant project was awarded and construction began in the summer of 2003. Scheduled completion date is spring 2006.

This fiscal year saw the departure of Mr. John G. Sanchez, P.E., former DPW Director. I wish to thank him and all of the Public Works employees for their dedication and efforts during the year.

As acting Director and Town Engineer I have been faced with many new challenges and I look forward to continuing the improvements to our infrastructure and providing the best service possible for the next year.

Respectfully submitted,
John R. Livsey, P.E., Interim DPW Director

ENGINEERING DIVISION

During the fiscal year 2003, the Engineering Division continued with the implementation of the Pavement Management Program.

Under the continuation of Roadway Management Contract 00-R02, 01-R01 and 03-R01, the following roads, or portions thereof, were repaved and/or reconstructed:

ADAMS ST
ALLENDALE AV
ALYSSUM DR
APOLLO AV
ARGONNE RD
ASHDALE RD
AUSTIN RD
BAKER ST
BALMORAL DR
BEDFORD ST
BEECH ST
BLACKSTONE RD
FRIENDSHIP ST
FRIENDSHIP ST # 1
FULLER RD
GAGE ST
GARRISON ST
GOVE RD
GREAT ELM RD
HEATHER CIR
HICKORY LN
HIGHVIEW ST (W)
HOLT ST
HORMAN RD
PLENTY ST
POND LN EXT
PRAISE ST
PUTNAM RD
REARDON RD
RHODES ST
RIVERSIDE RD
SEMINOLE RD
SHADY HILL AV
SHALLOO RD
SHAWSHEEN RD
SOUTH ST

BLACKWOOD AV
BOLTON RD
BROADWAY ST
BUNKER ST
BURNHAM RD
CADY ST
CANTERBURY ST
CARMEL DR
CARRIAGE RD
CHARLESMERE RD
COLD SPRING RD
COLUMBIA RD
COTTAGE ST
CREST RD
CROWN ST
CRYSTAL ST (W)
DAY ST
DEERFIELD ST
DOHERTY AVE
ELLIOT ST
ELM TREE RD
FENNER ST
FLAGSTAFF ST
FOURTH ST
FRANKLIN ST
INGERSOLL RD
JEF RD
JEFFERSON ST
KINGSBURY LN
KINGSTON ST
LAKE ST
LAKESIDE RD
LAKEVIEW DR
MALLARD ST
MANOR RD
MARSHALL ST
MASS. AV
MEADOWBANK RD
MECHANICS WY
MEMORY LN
MICOZZI WY
MYRTLE ST
NUSSEY ST
NUTTINGS LN
OLD ELM ST
OXFORD RD
PEACE ST
PEARL RD
PERREAULT AV
PINEHURST AVE
SPRAGUE ST
STERLING RD
STEWART ST
SUNRISE AV
SWAN LN
TAMARAC ST
TAYLOR RD
THIRD AV
THORNDIKE RD
TOWN HALL (Park.)
TREMLETT RD
TREMONT RD
TREMONT RD # 1
TWOMBLEY ST
VICTORY RD
VINCENT ST
WARREN ST
WATER ST
WATERVIEW ST
WEDGEMERE ST
WHITEGATE RD
WINTER ST
WOODCLIFF DR
WOODLAND RD
YALE ST

Design was completed on the reconstruction of roadways in the Deer Run Estates subdivision. This work will also include overlays of additional roadways in this neighborhood.

Plans were completed on approximately 60 unaccepted roadways in an effort to accept these roads to allow them to be part of the Town's Roadway Management Program.
Bidding as well as construction of the sidewalk on Baldwin Road (Contract 02-R04) was completed. A sidewalk was also installed on Boston Road from the Town Hall parking lot to Good Street.

Under Contract 02-R02, roadway reconstruction and landscaping enhancements were constructed in Vietnam Veterans Park.

Under contract 02-R03 intersection improvements including signalization began at the intersection of Route 4 and Treble Cove Road.

Drainage construction continued throughout town with the installation of numerous systems including roadways scheduled for paving.

A culvert design was completed and permitted for French Street, which is to be installed in conjunction with the proposed Lampson Recreational Complex.

As part of the ongoing plan to provide sewer service to unsewered areas of the town, construction on the following sewer contracts began:
Sewer Contract 32, servicing a large portion of the River Pines area.
Sewer Contract 32A, servicing River Street and Republic Road areas.
Survey of the following contracts is also under way for future sewer design and construction:
Sewer Contract 32C, to service various roads throughout town.
Sewer Contract 34, to service a portion of East Billerica.
Sewer Betterment, to service the Connolly Road area.

We continued to work with Mosquito Control in coordinating stream and culvert cleaning.

Additionally, we continued to provide plan reviews and inspections on subdivision construction as well as construction of roadwork required under the adequate access by-law.

As always, we continued to provide services to the general public and private consultants. These duties include making copies of maps and plans, providing benchmark information, sewer stub locations and project information as well as many other tasks.

Sincerely,
John R. Livsey, P.E., Town Engineer

HIGHWAY

Throughout fy2003, the Highway Division provided necessary services to maintain the Town's roads and drainage systems in order to provide greater public safety.

This winter was a long and active snow season, with storms beginning in November and continuing through April. There were 26 snow and ice events, totaling 94.5 inches of snow, including a major storm on Christmas Day. The Highway Division worked extremely long hours throughout these events to maintain a safe roadway system for the residents of Billerica.

In addition to emergency response and maintenance in times of inclement weather, the Highway Division also responded to emergency calls from the Police Department to supply assistance in cases of traffic and other emergency situations. The Highway Division also assisted other Town Departments with various projects throughout the year.

The Highway Division performs regular day-to-day maintenance of the Town's roadway and drainage systems. The maintenance of the roadways included patching of failing areas of pavement, filling of potholes, replacing damaged pavement and berm, grading of gravel roads,

crack-sealing roads to extend pavement life, patching of trenches from water breaks and Town drainage work, sweeping sand and debris from roadways, and repair of guard rails, as well as responding to resident concerns over various roadway conditions.

The maintenance of the drainage systems included rebuilding numerous failing catch basins; construction of new catch basins, repairing damaged drainage pipe, and installing new drainage pipe at 43 problem areas throughout Billerica. We also cleaned 3,577 catch basins and flushed out various problem drainage systems.

Another important aspect of work completed by the Highway Division is the maintenance of Town signs, roadway striping, and street signal lights. This includes replacement of damaged or missing signs and installing new signs, and repainting of crosswalks, stop lines and road sidelines and centerlines, as well as maintenance and repair of Town signal lights.

The Highway Division continued to administer the street opening permit process, providing inspection of all work done on Town roads by developers, contractors and homeowners, ensuring proper materials and methods were used in all work. This also protected the integrity of the roadway system, allowing for strict control of required repair methods used at all locations of work. No work is allowed on newly paved roads for a 5 year period following paving, except as needed for emergency repairs of existing utilities.

The Motor Equipment Repair Section of the Highway Division continued to maintain the DPW fleet of vehicles, including maintenance and repair of town cars, trucks, plows, sanders, and heavy equipment. They also administer the Town's waste-oil recycling program.

I would like to thank all Highway Division personnel for their hard work throughout the year, often working extremely long hours, in order to serve the residents of Billerica.

Respectfully submitted,
Stephen Robertson
Highway Superintendent

CEMETERY, PARKS & TREES DIVISION

The Cemetery, Parks and Trees Division is organizationally divided into a Cemetery Section and a Parks and Trees Section. The Cemetery Section is responsible for the operation, maintenance and expansion of the Town's six cemeteries; Fox Hill, North, South, Job Hill, Old North, and the Rogers Family Tomb. There were 145 burials during fy2003. The recently completed expansion of the Fox Hill Cemetery provided 4,700 new graves. A total of $127,785.00 in perpetual care fees, from the sale of gravesites, was deposited into the Town's general fund for fy2003.

The Parks and Trees Section is responsible for removing all dead trees on Town property, as well as those that pose a danger to the public. Responsibilities also include trimming and cutting back

brush on Town roadways. Other duties include maintenance of Recreation Department facilities including baseball fields, soccer fields and The Lampson Complex.

Other areas maintained by the Parks and Trees Section include the Town Common, Library, Town Hall, Korean Veterans Memorial, the Talbot Oval, the Police Station, Kids Konnection, and twenty-five squares and traffic islands located throughout the Town. The Division's personnel perform many other tasks such as hanging banners, emptying trash receptacles and assisting other divisions with snowplowing.

The Division also treats the Town's catch basins with larvicide in an effort to eradicate Culex mosquitoes that carry the West Nile Virus. Approximately 4,000 catch basins were treated in the spring and summer of 2003.

Respectfully Submitted,
Charles O. Faria, Cemetery, Parks and Trees Superintendent

WASTEWATER DIVISION

During fiscal year 2003 the Billerica Wastewater Treatment Facility (WWTF) continued to operate within its National Pollution Discharge Elimination System (NPDES) permit requirements. The WWTF generates a quality effluent, which is discharged to the Concord River downstream of the Water Treatment Plant. The WWTF recycles its biosolids (sludge) into an exceptional, marketable quality compost, which is commercially sold to landscapers and topsoil manufacturers and given away to Billerica residents. The Wastewater Division is also responsible for responding to homeowner calls that involve blockages, or broken sewer mains, and odor complaints. We also issue all the sewer permits necessary for connecting a home or industry to the wastewater collection system.

In 2003 the Billerica compost facility marketed over 6,000 cubic yards of compost and 1,600 cubic yards of mulch material. The Wastewater Treatment Plant in conjunction with the Cemetery, Parks and Trees Division had been accepting yard waste from local homeowners only – no commercial drop-off was allowed. The program was designed to take tree branch limbs and brush (no leaves or stumps) during the spring and fall. The material was then ground into mulch for local residents to take free of charge. Due to the fiscal restraints this program was reluctantly suspended.

The staff at the WWTF conducts tours and hold classroom discussions about wastewater treatment plant operations with the Town's elementary schools.

During fiscal year 2003 the WWTF undertook a process change. The facility was using chlorine gas from one-ton containers to disinfect the final effluent before discharge to the Concord River. Because of recent regulations governing facilities that use chlorine ton containers and the safety issues regarding transportation, storage and handling of these containers, the Wastewater Division investigated alternative methods of disinfecting. After review and investigation of the alternative

modes, comparing cost and technical criteria, the most feasible method of disinfecting the final effluent was determined to be sodium hypochlorite. The project was started in September 2002 and completed in April 2003.

The receiving stream for Billerica's wastewater effluent is the Concord River. The Massachusetts Department of Environmental Protection (MADEP) has determined that the phosphorous loading to the river has degraded its water quality, resulting in excessive algae growth and low dissolved oxygen levels that are harmful to fish and other aquatic organisms. Sources of phosphorous include point sources, such as the WWTF, and non-point sources such as septic systems, storm water runoff and fertilizers. We began a pilot study in April 2003 to determine the best available treatment for phosphorous removal to meet federal and state environmental regulations.

A Sewer System Evaluation Survey (SSES) was started of the area tributary to the Shawsheen River Interceptor in the eastern part of Billerica. This investigation represents a significant step in the Town's effort to identify Infiltration and Inflow (I/I) sources and quantities throughout Billerica. This ongoing project will be conducted in all the areas of town that are currently sewered. The work includes flow isolation, manhole inspections and smoke testing, as needed.

Construction began for a new sewer system in the River Pines section of Town. The sewer contracts are 32, and 32A with contract 33 expected to begin in 2004.

The average daily flow of wastewater for 2003 was 3.042 million gallons per day (MGD). The treatment plant has a design capacity of 5.4 MGD. The daily flow will be gradually increasing as the Town continues to extend sewer lines. There were 517 existing residential sewer connection permits issued in fiscal year 2003, as well as 22 new construction permits, 2 commercial and 1 industrial sewer permit, totaling 542 tie-ins to the collection system.

The Town has many industrial users that contribute significant flows and pollutant loading to the WWTF. Since 1985, the Town has been implementing an Industrial Pretreatment Program, which was approved by the U.S. Environmental Protection Agency. Under this program, the Town has issued wastewater discharge permits to 20 industries with a combined total of 300,000 gallons per day of process wastewater. The permits contain specific discharge limitations, and monitoring and reporting requirements to ensure the safety of treatment plant personnel, the proper operation of the WWTF, compliance with the WWTF's NPDES permit, and the quality of the biosolids compost.

Respectfully Submitted,
Arthur Malcuit, Wastewater Superintendent

WATER DIVISION

During the Fiscal Year 2003, 1,921.98 billion gallons of water were pumped from the Water Treatment Plant (WTP) to the Town's distribution system. This year's highest daily pumping

occurred on August 13, 2002 with 10.46 million gallons produced. The average day volume this year was 5.27 MG (million gallons). Monthly pumping data for the fiscal year is listed below.

Month Pumping Totals

Month	Pumped MG	Month	Pumped MG	Month	Pumped MG
July 02	246.62	Nov. 02	117.73	Mar. 03	134.57
Aug. 02	256.28	Dec. 02	128.38	Apr. 03	129.74
Sept. 02	178.83	Jan. 03	130.43	May 03	159.64
Oct. 02	142.30	Feb. 03	120.22	Jun. 03	177.24

Following are the results of our routine quarterly testing for THM. Our running annual average for this group of contaminates is also given below. The Maximum Contaminate Level as of January 1, 2002 is 80 and we were required to begin the Running Annual Average. The use of ammonia in conjunction with chlorine has lowered the THM levels being found at our four sampling sites.

THM Levels

Period	Quarter's Average	Running Annual Average
April - June 2002	37.0 ppb	19.1 ppb
July - Sept. 2002	21.5 ppb	24.5 ppb
Oct. - Dec. 2002	39.5 ppb	34.3 ppb
Jan. - March 2003	23.3 ppb	30.3 ppb
April - June 2003	29.8 ppb	28.5 ppb

Bids for the new Water Treatment Plant were opened on May 14, 2003. Four bids were received and Carlin Construction of Waterford, Connecticut was awarded the contract. On May 1, 2003 bids were opened for water main construction to and from the site of the new Water Treatment Plant. Fourteen bids were received. The project was awarded to R.M. Pacella, Inc. of Plainville, Massachusetts.

With the completion of the River St. Bridge in the spring of 2003 a ten-inch main on the new bridge was placed in service. This loops River Pines to the Town Center and will provide River Pines with a better water flow.

Town-wide flushing of the water distribution system took place in October 2002 and June 2003. The Flushing consists of opening hydrants on dead-ended mains to help reduce discoloration problems.

During the fiscal year numerous hydrants were painted and other forms of maintenance performed. Water Division staff replaced 17 hydrants and contractors replaced an additional 3 hydrants.

Our staff repaired 48 water main breaks during the year and performed many repairs to service lines and curb boxes. During the winter of 2002/2003 there were 55 service calls for frozen service lines and meters.

187 new water service installations were inspected and approved and 35 old water services were reactivated.

Respectively Submitted,
John McGovern, Water Superintendent

RECREATION DEPARTMENT

Billerica's Recreation Department continues to play a central role in defining the Town's quality of life. Recreation has become the common ground upon which people of all ages, backgrounds, interests and abilities gather to play and participate in the life of the community. The primary mission of the Recreation Department is to offer low cost recreational programs, trips and special events to the citizens of Billerica. Our recreational, educational and cultural programming reflects the diversity of our community. We are committed to improving parks and recreation facilities to ensure a safe and pleasant experience for visitors.

The Recreation Department offers programs year round. Programs are published quarterly (winter, spring, summer, & fall) in a brochure, which is mailed to each household. The brochure also includes the Town Manager's Update and a listing of sport and youth organizations. This past year we distributed the brochure to the public through; special flyers sent through the public school system; listings on BATV; listing on the Town's web page; mailing to residents on request; and publishing information in the local papers. We offer more than 130 programs each quarter and about 100 special events and trips throughout the year. These recreational offerings range from pre-school programs for the very young to weekend trips, which are popular with adults of all ages. Our Neighborhood Parks, Discovery and Superstars programs enjoyed a great success this past summer serving over 700 children each week. There were many new and expanded recreational programs; special events and trips offered this past year. Micozzi Beach continues to offer residents a great summer escape from the heat. The beach has a children's playground, sand volleyball court, canoe rentals, picnic area and swimming. The Warren Manning State Park water playground was a hit with children and their families as they sought relief from the heat. The National Youth Coaches Association's training program, which provides certification to youth sports coaches, continues to be a big success with youth organizations.

The Recreation Department continued its partnership with the Billerica Police Department's Community Service Program (PAL) to offer recreational programs to the youth of Billerica. The PAL flag football, street hockey, and basketball, Friday night ski programs continues to attract new participants and provide positive activities for teens while interacting with police officers in a recreational activity. When the public schools had two early release days this year, we offered

our Middle School students a special day filled with music, food and activities at the Lampson Recreation Complex. The cooperative effort of the Boys and Girls Club, Billerica Police Department, Billerica Fire Department, School Department and the Recreation Department ensured that this event was successful. Billerica's BMX Race Track at Vietnam Veterans Park had a very successful year. BMX racing is an exciting fun activity that the whole family can participate in whether as a racer, spectator, pit crew or track volunteer. BMX racing will have something for everyone. Races are organized according to age group (from 5 to 95) and skill level (Novices to expert). For more information check out our web page at www.billericabmx.com, and join us this spring as we kick off our third season of BMX racing in Billerica.

Yankee Doodle Homecoming Weekend celebration continues to be an exciting and enjoyable weekend for the citizens of Billerica. This weekend has grown each year and has become an event that families look forward to each fall. The committee meets the second Wednesday of each month and is working to plan a celebration next year that will be an exciting and enjoyable weekend for the citizens of Billerica. Billerica's First Night Celebration was a wonderful opportunity for families to welcome in the New Year. There was something for everyone, with ice sculptures, hayrides, crafts, children's games, music and dance. The Billerica Health and Recreation Fair held each spring promotes active living and healthy lifestyles. Visitors can learn about various health organizations, have their blood pressure checked, ask about how to start an exercise program, learn about protecting their family in the event of a fire, and so much more. Billerica hosted the Hershey Track and Field Meet for over 100 local youth in June. Billerica hosted an Invitational Special Olympic Golf Tournament in August at the Country Club of Billerica and sent six athletes to the Massachusetts Special Olympic State Games. The Friends of Billerica Recreation, Inc. once again offered their very popular Concert on the Commons Series, Breakfast with Santa, Breakfast and Egg Hunt with the Easter Bunny, Shamrock Ball (father/daughter dance), Monster Mash One Pitch Softball Tournament, and the Dog Days Recreational Golf Tournament.

The Recreation Department continues to work on the goals and objectives set forth in the Open Space and Recreation Plan. The Marshall Sports Complex has been completed and will be rededicated in the spring. The Lampson Recreation Sports Complex multi-phase rehabilitation project is on hold awaiting information on our Urban–Self Help grant application. Vietnam Veteran's Park has a new entrance and roadway. There are over six miles of marked trails at VVP, trail maps were printed and are available at a trailhead kiosk or at the Recreation office. New sprinklers were installed at the Dutile and Locke baseball fields. At Kids Konnection we have installed new swings and replaced the surface under them. We have plans to continue replacement of the 6 to 12 year play area planned. The Yankee Doodle Bikeway Committee continues to work on the conversion of an abandoned rail bed that would link Billerica to the Minutemen Bikeway in Bedford. An ongoing agreement with the Commonwealth of Massachusetts - Department of Environmental Management authorizes our management of the Manning State Park. We continue to work with the Conservation Commission to preserve open space and recreation land for the community.

The Recreation Department does not own its own recreational facility and therefore must depend on the cooperation of the School Department; business and civic organizations to schedule program sites. This continues to impact the cost of our programs and the time programs can be offered. The development of a Recreation Center for the Town of Billerica is a major goal of the Recreation Commission. Billerica residents deserve to have a vibrant and effective facility in which recreational programs can be offered.

Volunteers play a critical role in enabling the department to achieve its goals. They provide direct and indirect opportunities and supports to participants in our programs. This past year we were fortunate to have Boy Scout Eagle candidates from Troop 11, 30 and 55 complete projects for the department. The Recreation Department had one senior volunteer through the Senior Citizen Tax Relief Work Program. Youth organizations in Town continue to assist with field improvements and maintenance. The Friends of Billerica Recreation, Inc. have provided recreational scholarships to many individuals and families in Billerica. The Recreation Department has received financial and in-kind assistance and support from the business community, which has allowed us to offer specialized programs and activities for the continuous enjoyment of our citizens, businesses and visitors. We are looking to continue our public/private partnerships, in order to maintain and improve the rich diversity of programming which help to make our community special.

The Recreation Commission would like to thank the employees and volunteers of the Recreation Department for their continuous commitment to improvements in the quality of programs offered to the citizens of Billerica. A very special thanks to Town Departments, Commissions, Organizations, Businesses and Individuals who volunteer their time and support to ensure that the programs, trips and special events are an unquestionable success.

Respectfully submitted,
John Bartlett, Chairman, Billerica Recreation Commission

BOARD OF REGISTRARS

In accordance with Massachusetts General Laws, the Board of Registrars hereby submits its report for the Fiscal Year ending June 30, 2003.

As mandated by State Law, the Annual Town and School Census was conducted in January. During the first week of January, Census forms were mailed to all residences in Town. Once the forms were returned, the information was updated in our computers. It is important that these forms be returned in a timely manner as the information is critical for voter list maintenance, school enrollment projections, public service planning, residency purposes, State Aid calculations, etc. Prior to June 1st of each year, the information must be provided to the Jury Commission (mandated by M.G.L.) for the Jury Pool selection.

Following the 2000 Federal Census, Billerica was required by law to redraw precinct lines. The increase in population meant going from ten precincts to eleven. The new precincts were first used at the 2002 Town Election. The transition went very smoothly.

One Election was held in FY 2003, the Town Election on April 5, 2003. Voter turnout continues to be a problem.

The number of voters on file for the Town Election in 2003 was 22,132 and by precinct the numbers were as follows:

Precinct 1	089
Precinct 2	031
Precinct 3	046
Precinct 4	011
Precinct 5	274
Precinct 6	572
Precinct 7	849
Precinct 8	180
Precinct 9	051
Precinct 10	120
Precinct 11	909

The breakdown was as follows:

Democrats	7235
Republicans	2904
Un-Enrolled	11766
Libertarian Party	168
Interdependent 3rd Party	19
Reform Party	12
Green Rainbow Party	24
New Alliance Party	1
Conservative Party	1
Green Party USA	2

John G. Conway was re-appointed to a three-year term on the Board of Registrars ending March 31, 2006. John Conway and Donald Lovegrove were elected to serve as Co-Chairmen for the ensuing year. The Board Members covered the Registrars Office on Election Day; assisting until the polls closed and the voting machines were back in the Town Clerk's office. The Board also assisted at the Special Voter Registration sessions held prior to the Election.

The Board wishes to acknowledge and thank all who have assisted them during the year. Special appreciation goes to Senior Clerks Jeannette Rohnstock and Margaret DiPietro for their dedicated and professional service to the residents of Billerica. They keep the office running smoothly.

Respectfully submitted,
John Conway, Co-Chairman; Donald Lovegrove, Co-Chairman – Board of Registrars

RULES COMMITTEE

The Committee on Rules met on September 11th and 18th, 2002 to consider sixteen articles of the 2002 Annual Fall Town Meeting. Articles 26 through 34 sought to make changes to the General By-Laws to comply with changes requested by the Attorney Generals office. The request came as a result of the Attorney Generals review of the Towns General By-Laws as approved by the 2001 Annual Fall Town Meeting. The Committee also recommended Articles 35 (Wetland Protection By-Law), 37 (An amendment to Article 2 adding the Long Range Master Plan Oversight Committee), 38 (To create School Building Committee), 39 (To create New Fire Station Building Committee), 41 (To create Growth Policy Committee). The Committee voted not to recommend Article 40 that sought to create a Smart Growth Management By-Law. The Committee was concerned that the proposed By-Law contained too many flaws and may lack legal standing. The Committee also voted not to recommend Article 42 that sought to repeal Sections 2 through 7 of Article 17. This would have eliminated curfews from the General By-Laws. Citing a letter from the Chief of Police, that pointed out that this By-Law was necessary to "help protect our public property from vandalism, which is a constant and ongoing problem", the Committee decided that it was in the best interests of the town that this law remain on the books.

The Committee met on April 16th, 2003 to consider two Articles to the 2003 Annual Spring Town Meeting. The Committee voted to recommend Article 19 that sought to add to Article 4 a new Section 8 entitled Placement of Structures on Public Ways. The Committee also recommended Article 23 that sought to repeal Section 3 of Article 4 (Adequate Access) so that it could be placed in the Zoning By-Laws. This was done at the request of the Adequate Access By-Law Review Committee.

The Committee held it's annual reorganization meeting on June 18, 2003 and elected Dorothy Callihan as Chairman, David Gagliardi as Vice Chairman and Phillip Newfell as Secretary. The Committee would like to extend a warm welcome to two new members. Mary Anne Perry from precinct 3 and John King from precinct 10. The Committee would also like to bid farewell and thanks to Mary McBride and Roger Nowicki for their faithful service to the Committee.

Respectfully Submitted,
David Gagliardi - Chairman

BILLERICA SCHOLARSHIP FOUNDATION COMMITTEE

The Scholarship Foundation was established by Town Meeting to provide for a mechanism for the Town to collect donations and raise funds for scholarships. In addition, the Foundation has become the clearing organization for the many individual, family and corporate scholarships.

Celebrating our 16th year, the Foundation is pleased to report assets of $800,784 with $481,863 in endowments. One hundred sixty-four_(164) individual scholarships were awarded in June, 2003 to Billerica Memorial, Shawsheen Valley Technical High School students and to several other Billerica residents totaling $128,320.

The Foundation Committee consists of Dale Hoar, Chair; Liz Berube, Vice-chair; Dot Murray, Secretary; Maureen Sullivan, Treasurer; Mary Aborn-Hyatt, Corresponding Secretary; Pat Annunziata, Fundraising Chair; Susan Blinn, Publicity; Jay Joyce and Nancy Packard, Hospitality Chairs; and members Susan Capaldo, Barbara Davis, Christine Dunleavy, Ed Giroux, Elaine Horlink, Delores King, Nancy Muese, Mickey Ouellette, and Ellen Day-Rawlings. Ex officio members are Dr. Robert Calabrese, Superintendent of Schools and David Genereux, Town Treasurer.

The committee acknowledges the outstanding support of the Board of Selectmen, Town Administration, Town Meeting members and especially the residents and businesses of Billerica for their continued support in the many committee activities and fundraising events.

SEPTAGE DISPOSAL STUDY COMMITTEE

On May of 1998, a septic disposal committee was formed consisting of 7 members. The committee was established to explore the means of disposal for those households on septic where the municipal sewer is not available.

It is the final recommendation of the Septage Disposal Committee that the town of Billerica evaluate its future extension of the sewer program and sewer treatment capacity through results obtained from the mandated and funded Comprehensive Waste Water Management Plan and Study. If at that point in time it were determined a number of homes would not receive sewerage the town officials or town meeting members could organize another Septage Disposal committee.

The committee wishes to thank everyone for their input over the years and now ask the town meeting to dismiss this committee

Respectfully submitted

Ed Bunker - Chairman; appointed by Sewer Commission

Donald MacDonald - Vice Chairman; appointed by Town Moderator
Lillian (Joy) Arsenault - Secretary: appointed by Board of Selectmen
Richard Berube - appointed by Board of Health
Malcolm McDowell - appointed by Board of Selectmen
Roger Nowicki - appointed by Sewer Commission
Michael (Tom) Revane - appointed by Town Moderator

SEWER EXTENSION COMMITTEE

The Sewer Extension Committee is composed of five (5) members, who are appointed by the Town Manager, Richard A. Montuori. The members are as follows:

John F. Gray, Jr.	Chairman
Roger A. Nowicki	Vice-chairman
Paul A. Odierno	Secretary
Edward Bunker	Member
William Loughlin	Member

The Sewer Extension Committee has the sole responsibility of planning and directing all of the town's lateral sewers. The committee held several public hearings during the year 2002-2003. Discussions were held with regard to funding and future planning of the town's sewer system. The committee voted to continue monitoring the construction of the lateral sewer lines in the Town of Billerica until the town is 80% sewered.

Contract No. 32, which is Phase 1 of two phases of the River Pines programs, will be completed by the end of the summer of 2004. This will be comprised of 5.5 miles of gravity lateral sewer lines and two new pumping stations. At the same time Contract 32A, which will include one mile of gravity sewer and one new pumping station, will be completed by the end of the summer of 2004, completing Phase 1 of the program.

Once all the lateral sewer lines and the new pumping stations have been tested and certified, the town will then start Contract 33, which is the second part of the River Pines program. At the end of Contract 32 and 32A, the town will be 71% sewered.

The Sewer Extension Committee is dedicated to the Town of Billerica achieving the 80% goal. It is the hope of this committee to see the entire Town of Billerica sewered through a line item established in the town budget.

The Sewer Treatment Plant has a maximum limit of 5,500,000 gallons per day. Presently, the plant average is 3,200,000 gallons per day.

The Sewer Extension Committee is very fortunate to have both a pro-active administration and the Board of Selectmen to keep the sewer program moving forward. As a committee, we wish

we could sewer the entire town all at once in order to complete this program. This has always been and will continue to be our main goal.

We would like to express our sincere appreciation to our clerk, Brenda Grant, and thank her for the high level of professionalism she has demonstrated through the year.

The Sewer Extension Committee would like to give special thanks to John Sanchez, Department of Public Works Director; John Livsey, Acting Department of Public Works Director and John W. Morris, Board of Health Director, for their cooperation and dedication to our committee.

Respectfully submitted,
John F. Gray, Jr., Chairman

TREASURER/COLLECTOR'S OFFICE

Fiscal Year 2003
Reconciliation of Treasurer's Cash
Fiscal Year Ended June 30, 2003

Treasurer's Cash Balance - July 1, 2002	**41,480,954.14**
Cash Receipts-FY 2003	145,791,278.22
Cash Disbursements-FY 2003	(144,644,379.04)
Treasurer's Cash Balance June 30, 2003	**42,627,853.32**
Location of Cash on Hand - June 30, 2002	
Institution:	
Boston Safe	8,493,804.58
MMDT	382,523.01
Fleet Bank	3,044,649.50
UniBank	543,585.16
Century Bank	2,405,874.79
Enterprise Bank	14,598,432.84
Trust Funds	13,160,219.39
Cash in Office	748.71
Funds in Transit	(1,984.66)
Total	42,627,853.32

Trust Fund Balances as of June 30, 2003

	Principal	Interest	Total
Cemetery Funds			
Colby P.C. #19	949.89	113.72	1,063.61
Fox Hill Thompson 1 #11	24,673.65	12,419.40	37,093.05
Fox Hill Thompson 11 #21	3,510.69	1,768.45	5,279.14
Fox Hill #1	799,662.94	186,172.16	985,835.10

Gray #12	6,789.49	2,855.68	9,645.17
Old Hill #08	375.00	180.68	555.68
Faulkner #20	13,026.92	6,562.34	19,589.26
North Cemetery #04	21,903.00	11,019.08	32,922.08
South Cemetery #07	1,095.00	551.62	1,646.62
Subtotal-Cemetery Funds	871,986.58	221,643.13	1,093,629.71
Funds for the Poor			
Bowers #2	132,053.91	67,089.97	199,143.88
Elliot #14	10,281.69	11,420.43	21,702.12
Overseers of the Poor #35	18,362.15	14,401.95	32,764.10
Elderly/Disabled Fd #85	3,011.00	459.15	3,470.15
Subtotal-Funds for the Poor	163,708.75	93,371.51	257,080.25
Playground Funds			
Kholrausch Playground #03	10,000.00	5,555.91	15,555.91
Library Funds			
Faulkner #17	3,431.87	315.72	3,747.59
Library #06	2,542.17	2,817.44	5,359.61
Sheerin Memorial #23	4,036.99	631.58	4,668.57
Subtotal-Library Funds	10,011.03	3,764.74	13,775.77
School Funds			
Kent #10	35,730.57	370.83	36,101.40
Food Services #107	289,040.75	36,191.91	325,232.66
Activity Funds #108	136,468.94	11,871.96	148,340.90
Subtotal-School Funds	461,240.26	48,434.70	509,674.96
Beauty & Maintenance Funds			
Common Seat #18	42.71	47.43	90.14
Jenkins Fountain #15	54.50	60.55	115.05
Watering Trough #13	73.81	81.96	155.77
Subtotal-Beauty & Maintenance Funds	171.02	189.94	360.96
Scholarship Funds - Endowments			
Allen, William #106	10,000.00	295.56	10,295.56
Ann Costanza #51	4,000.00	513.53	4,513.53
Billerica Arts & Crafts #31	2,105.00	2.86	2,107.86
Billerica Plan #103	3,000.00	239.76	3,239.76
Billy Fitt Memorial #96	7,700.00	630.39	8,330.39
Cerrato #39	18,155.00	3,119.11	21,274.11
Daniel Coneeny #99	9,502.13	361.80	9,863.93
Deborah Morrison Endowment	8,340.00	238.74	8,578.74

Donald Donati #56	10,270.00	1,393.38	11,663.38
Donovan Memorial #106	24,252.25	602.32	24,854.57
Foundation Endowment #59	106,000.00	9,857.20	115,857.20
George Lamantea #65	4,509.85	726.95	5,236.80
Karyn Button Memorial	8,123.00	0	8,123.00
Knights of Columbus #80	10,000.01	1,423.84	11,423.85
Lampson #52	32,169.41	3,606.76	35,776.17
Lawler #76	13,815.30	3,134.12	16,949.42
Lisa Tammaro Memorial #32	11,700.00	2,951.77	14,651.77
Lutheran Church #27	15,000.00	3,802.14	18,802.14
Mary Arekalian #50	14,291.49	2,572.44	16,863.93
Meagher Family #64	11,775.99	2,239.29	14,015.28
Nicola Micozzi #61	4,500.00	941.16	5,441.16
Phil Hefferman #34	15,108.36	2,438.24	17,546.60
Robert Carroll #41	16,641.11	3,173.43	19,814.54
Scott Dumont	10,000.00	331.47	10,331.47
Shaunassy #42	10,000.00	1,085.26	11,085.26
Shayna Donovan	9,000.00	492.85	9,492.85
Stewart #91	4,045.00	280.24	4,325.24
William Bradley #79	30,000.00	5,219.06	35,219.06
Subtotal-Endowed Scholarship Funds	424,003.90	51,673.67	475,677.57
Scholarship Funds - General			
Billerica Chiropractic #88	1,589.97	311.62	1,901.59
Cabot Corp #333	22,170.30	1,169.43	23,339.73
Costello	4,529.14	1,029.45	5,558.59
Class of 2003 #44	2,979.16	693.42	3,672.58
Class of 2004 #45	4,173.81	1,233.67	5,407.48
Class of 2005 #46	3,939.22	1,208.32	5,147.54
Class of 2006 #47	5,611.95	1,394.82	7,006.77
Class of 2007 #48	6,098.31	1,270.53	7,368.84
Class of 2008 #49	5,370.23	1,178.72	6,548.95
Class of 2009 #54	4,307.82	770.73	5,078.55
Class of 2010 #60	6,157.99	1,363.30	7,521.29
Class of 2011 #77	4,307.70	746.94	5,054.64
Class of 2012 #84	4,298.54	730.59	5,029.13
Class of 2013	3,138.65	323.73	3,462.38
Class of 2014 #106	2,433.12	124.57	2,557.69
Class of 2015	2,063.07	21.73	2,084.80
Eldora Ferren Memorial #55	5,000.00	591.84	5,591.84
Frank Altobelli #57	11,200.00	2,624.43	13,824.43
Gladys Gratton #73	3,763.25	251.84	4,015.09

Jeff Calnan Memorial #58	1,200.00	38.23	1,238.23
Karen Jean Dingle #98	14,000.00	312.75	14,312.75
Karen Sahagian #97	11,107.00	1,181.84	12,288.84
Krau Family #30	5,710.00	798.65	6,508.60
League of Women Voters #29	9,638.29	1,431.61	11,069.90
Locke Middle School #37	11,874.83	582.02	12,456.85
O'Conner True Value#83	5,500.00	431.25	5,931.25
Parker School PTO#63	4,944.15	299.16	5,243.31
Ryan Strandberg #82	5,273.89	1,649.07	6,922.96
Salvatore Greco #62	12,959.97	1,068.75	14,028.72
Scholarship Foundation #25	97,962.19	9,125.31	111,211.23
Subtotal Scholarship-General	287,426.28	33,958.27	321,384.55
Grand Total-Scholarship Funds	711,430.18	85,631.94	797,062.12
Various Purpose Funds			
Kholrausch School Scholarship #24	74,221.05	3,104.08	77,325.13
Abbot Singing #16	2,433.44	2,702.81	5,136.25
Museum #28	58,813.73	3,673.03	62,486.76
Planning/Performance bonds	168,905.61	37,551.36	206,456.97
Drug Proceeds #43	24,254.32	14,295.33	38,549.65
Arts Lottery Funds	14,543.49	1,561.26	16,104.75
Stabilization Funds			
Stabilization Fund #38	3,294,810.88	663,023.62	3,957,834.50
Stabilization Fund –Land #100	1,678,449.50	304,187.89	1,982,637.39
School Stabilization #40	2,869,823.00	465,032.83	3,334,855.83
Ditson School #79	555,469.00	230,386.94	785,855.90
Total-Stabilization Funds	8,398,552.38	1,662,631.24	10,061,183.62
Subtotal-Trust Funds	10,970,271.84	2,184,110.97	13,154,382.81
Add: Funds in Transit		5,836.58	5,836.58
Total Trust Funds	**10,970,271.84**	**2,189,947.55**	**13,160,219.39**

Schedule of Receivables Outstanding
Year Ending June 30, 2003

Year	Real Estate	Water Liens	Sewer Liens	Lien Interest	Total
1990	0	0	0	0	0
1991	0	0	0	0	0
1992	0	0	0	0	0
1993	0	0	0	0	0
1994	897.10			0	897.17
1995	0	0	0	0	0
1996	23,125.16	0	0	0	23,125.16
1997	54,172.67	0	0	0	54,172.67
1998	3,150.84	0	0	0	3,150.84

1999	2,968.96	4.80	0	0	2,973.76
2000	3,959.68	0	0	0	3,959.60
2001	6,910.92	0	0	0	6,910.92
2002	25,726.69	1,093.60	987.80	78.05	27,886.05
2003	2,060,691.37	20,329.70	15,760.49	2,723.60	2,099,505.16
Totals	2,181,603.22	21,428.10	16,748.29	2,801.65	2,222,581.26

	Motor Vehicle	**Personal Property**
1986	61,401.19	0
1987	73,642.39	0
1988	82,991.38	0
1989	112,440.42	0
1990	71,346.14	139.17
1991	38,004.07	173.77
1992	24,060.44	0
1993	21,163.48	60,461.06
1994	27,100.97	333.25
1995	37,154.14	69,219.19
1996	28,627.91	36,844.45
1997	19,379.74	58,094.93
1998	24,113.94	31,413.40
1999	22,715.90	63,297.02
2000	28,031.82	34,047.10
2001	44,469.13	82,246.44
2002	103,783.40	64,311.99
2003	558,312.17	371,280.98
Totals	1,378,738.63	871,862.75

Tax Title	3,517,788.75
Possessions	724,675.95
Sewer	186,918.06
Water	198,441.11

Respectfully Submitted
David A. Genereux, Treasurer/Collector

VETERANS' SERVICES

The Department of Veterans' Services presents this as its Annual Report for fiscal year 2003.

This Department is a State and Town funded program and is mandated by Chapter 115 of the General Laws of Massachusetts. The staff includes Kenneth L. Buffum – Director/Agent and Marie O'Rourke – Secretary (Head Clerk).

At the present time we are providing financial and medical assistance to 36 veterans/widows in Billerica. This department is reimbursed 75% by the State for what we have expended on their behalf. We also have applied for other benefits from other agencies, i.e. Veterans Affairs, Department of Employment and Training, Department of Transitional Assistance, The Bowers Fund, The Society of St. Vincent de Paul and the Social Security Administration.

We have assisted many veterans in apply for medical assistance through the VA Health Care Program. This office is certified to apply for Food Stamps for Billerica residents ONLY. We have applied for a $1,500 Annuity for 60 Gold Star Mothers, Parents and 100% Service Connected Disability Veterans, with a dollar value of $90,000. Presently we have 3,167 Veterans collecting a Service Connected or Non-Service Connected pension totaling $3,098,232.

The Emergency Fuel Program began November 1st and as of this writing we have processed 135 applications with a dollar value of $66,150.

Our 13th Annual Flag Day ceremony was held on Friday, June 13th and the Students from the Kennedy and Vining schools attended. Music was provided by The Middle School Wind Ensemble under the direction of William Thayer. Our Guest Speaker for this occasion was Leonard Buckland a Korean War Veteran and a retired Billerica Police Officer.

Due to bad weather the Memorial Day Parade had to be cancelled.

I would like to thank the many other departments and employees for their help throughout the year. A personal thank you to Marie O'Rourke for her dedication and hard work she gives to this program and the professional way she handles any situation that may come to this office, Veteran or just anyone looking for help or information.

Respectfully submitted,
Kenneth L. Buffum – Director/Agent

VIETNAM VETERANS PARK

Vietnam Veterans Park (VVP) is a 200-acre park located on Treble Cove Road in Billerica. VVP was deeded to the Town of Billerica from Middlesex County in 1995 via a legislative act. VVP is

the site of the first Vietnam Veterans' Memorial in the United States and the first park dedicated to veterans of the Vietnam Veteran conflict. VVP has a variety of local and regional organizations and town department's, which regularly use the park. These include Vietnam Veteran Association; Billerica Youth Soccer; Billerica Horseman's Association; Middlesex County Radio Control Flyers; Billerica Recreation Department; Billerica Cemetery and Park Department; Conservation Commission; Billerica BMX Club and others. VVP has several key buildings and natural features, which are suggestive of the tremendous potential of this park for the town and region. This includes extensive frontage on the Concord River, shoreline on the east side of Winning Pond, a stream, beaver pond, soccer fields, BMX Race Track, walking trails, show horse rink, house, beautiful views, and the Vietnam Veterans Memorial.

The VVP committee continues to implement the master plan that was designed to direct improvements for the park. This past year the following improvements have occurred:

- The BMX Club completed its second season and continued to make improvements to the track.
- Modern Continental, the contractor for the Route 3 project completed work on a wetland replication site within VVP.
- The Billerica Youth Soccer Association has completed design plans for the development of a new soccer field at the park.
- The Recreation Department installed a children's playground and picnic area will be completed in the spring of 2004.
- Work was completed by DPW on the new entrance roadway and parking area.
- The Recreation Department has worked closely with Sudbury Valley Trusties to delineate property lines, mark trails, print trail maps, install trailhead kiosk and identify a canoe-landing site along the Concord River.
- A Boy Scout Eagle candidate from Troop 30 relocated a memorial marker and completed site improvements for a reflective area.
- A Boy Scout Eagle candidate from Troop 55 installed a new flagpole; walkway and completed site landscape work at the center oval at the entrance to the park.
- The Billerica Police Department has increased their patrols of the park.

The VVP committee looks forward to the next phase in the development of the park.

WILD AND SCENIC RIVER STEWARDSHIP COUNCIL

The 29 miles of the Sudbury, Assabet and Concord rivers that were designated "Wild and Scenic" in 1999 are partnership rivers. Of the 160 rivers in the National Wild and Scenic Rivers System there are 8 that are classified as "Partnership Rivers". These numbers are subject to change as more are added, or there are other changes in the system.

Partnership Rivers differ from the others in that they flow through private lands. The future of the wild and scenic segments in these rivers depends to a great extent on what happens in the privately owned portions of the respective watersheds. River stewardship councils, (RSC) or similar entities, are formed to work with landowners and others having a stake in the future of these rivers and associated watersheds to achieve the goals of the Wild and Scenic Rivers Program.

Our operation is funded by an allocation from the National Park Service. The council members are volunteers. This allocation is sufficient to pay the salary of a part time person who serves as Project Manager, the cost of supplies and postage, and a small sum for use in supporting other activities that help achieve the goals of the Wild and Scenic Rivers program. We receive no direct financial support from the towns in the watershed. This does not mean that we do not receive support. We receive support in so many ways that the trail to the source is difficult to define. If someone is a member or contributes to the SuAsCo Watershed Council, Hop Brook Protection Association, Framingham Advocates for the Sudbury River, SuAsSo Watershed Association, Lowell Parks and Conservation Trust, the Sudbury Valley Trustees, the League of Women Voters; or deals with any of the businesses that assist us; then that individual may well have indirectly contributed to the cause.

We typically meet once a month in the building on the Great Meadows Wildlife Sanctuary on Weir Hill Road in Sudbury. We meet in the evening and when personnel are not available to open the building, we meet in a town building of one of the shoreline towns. The list of projects we reviewed during this report period are listed below:

Wetland Remediation at Former Raytheon Facility in Wayland. This is an area that was contaminated by the discharge from a drain from a laboratory. The area drains directly into the Sudbury River and has the potential to contaminate our drinking water. The proposed solution was to excavate and remove the contaminated material. Initially there was concern that all of the contaminated material had not been "found". After additional sampling and testing of surrounding soils, the contaminated area was defined, and the project was approved.

Route 20 bridge over the Sudbury River. Whenever a bridge comes before us, we have a common concern for such things as: a wild life crossing, historical and esthetic aspects, and alignment. Modern roads tend to have more traffic than existed when the bridge was initially designed. Wild life crossing has become an issue. Sometimes it can be addressed by increasing the span of the bridge and providing a passageway along the bank of the river under the bridge. Preserving the historical aspects is perhaps the greatest challenge. The consensus among the council members is that the state should incorporate the preservation of historical aspects in the process of bridge design rather than try and fit it in during the final stages of design during the review process. Alignment is another issue. Changes in alignment occurs when the roadway has been "curved" to provide a crossing with the shortest span and when the channel has been rerouted for essentially the same reason. When the channel is rerouted, rip-rap or other methods have to be used to stabilize the channel. The most economical design might be one with less curve, a slightly longer span, less need for stabilization, and a shorter section of roadway. Unless

there is a compelling reason to do otherwise, I tend to lean toward a safer highway, with historically compatible appearance and give secondary consideration to the preservation of the alignment of the original footprint. I think that many of the council share my view. Alignment is not that great an issue with the Route 20 bridge. They propose to construct a parallel temporary bridge and construct the new bridge at essentially the present location, which has relatively straight approaches. The area is not built up so there are no buildings to complicate the construction of this temporary bridge. The area is used however as an access to the river for launching canoes and boats and that is the main concern in this instance.

Hanscom Field Final ESPR. At Hanscom Field, the issue of a large amount of impervious surface with no compensating detention, and the channelization of a section of Elm Brook, a tributary of the Shawsheen River, are issues under consideration. Flood abatement measures were considered but nothing was decided during this report period.

Pelham Island Bridge.
The Assabet Consortium Comprehensive Wastewater Management Plan, Phase II
Route 2 Median Project in Concord
Route 2 Rotary Project in Concord
Comprehensive Conservation Plan for Great Meadows Nat'l Wildlife Refuge.
Danforth Farm in Framingham.
Surrender of Exemption from FERC licensing at Maynard Mills.
Phosphorous Removal Bill MA Senate.
Sudbury Earth Removal on Lincoln Lane.

We provided financial support to a number of projects.

The main events for Riverfest 2003 were scheduled for, and held on Saturday the 7th June. We had a misty rain that dampened the clothes but not the spirit of those who attended. Over 35 events were held in shoreline communities. A canoe relay traversed the rivers ending at the dam in North Billerica. Ellen Roy Herzfelder, the Commonwealth's Secretary for the Executive Office of Environmental Affairs joined us for the final leg of the canoe relay and was present at the finale at the Middlesex Canal Museum. I can vouch for it as she had been at other places, had her rain gear with her and needed a place to sit and put it on before she got in the canoe. My pickup was handy and she sat on the tailgate to don the bottom part of her suit. To describe the finale at the museum with the fewest possible words...it was awesome.

Riverfest 2004 is scheduled for June 12 and 13. Mark your calendar and join us in celebrating these wonderful rivers.

In an effort to acknowledge persons who have made an outstanding effort to conserve and protect our rivers and to encourage others to do so, we in association with the League of Women Voters, established a River Stewardship Award program. Awards were granted to individuals in each of the participating towns.

The US Geological Survey is studying the ground water in the Assabet basin utilizing local volunteers to help collect data. We are supporting those volunteers with equipment needs.

During this report period we initiated an organic lawn study and development demonstration program with the help of local landscapers and others. Our goal is to select plants, nutrient application methods and lawn management practices that conserve water and result in the discharge of less nutrients in the storm water runoff, than occurs with present practices.

Other projects, which we supported, include the following.

Identification and protection of privately owned parcels along the rivers.
Assabet River Water Quality and Flow Protection Program.

To increase public awareness of our rivers, we completed river signs and distributed them to the shore side towns.

We are on the web. The URL is: www.state.ma.us/dfwele/River/SuAsCoWild.htm We have not, as of the time I am writing this, updated our Riverfest site at http://www.sudbury-assabet-concord.org/riverfestMap.html

Last year I failed to mention my alternate. I don't want to make the same mistake twice. Peter Kennedy Director of Planning is my replacement when I am traveling or otherwise unavailable and a valuable resource to consult when the need arises.

Should you wish additional information visit the web site mentioned above or contact Lee Steppacher Project Manager 617-223-5225 e-mail lee_steppacher@nps.gov

http://www.state.ma.us/dep/dephome.htm

Respectfully Submitted
Ralph R. Bacon.

BILLERICA PUBLIC SCHOOLS

The achievement of students in the Billerica Public Schools is in part measured by student successes in the MCAS, SAT and Advanced Placement tests. Good test scores and sustained improvements are a direct reflection of dedicated teachers, students and parents in conjunction with the effective use of quality educational programs. Our test results are summarized for 2002-2003.

Massachusetts MCAS Tests

The MCAS test is a measure of the overall achievement level of Massachusetts Schools. The tests are given by the Mass Dept. of Education. The following table compares the percent of Billerica students passing the exam against the percent of all Mass students passing the test. The Billerica passing rate is higher than the State-passing rate on all MCAS tests.

MCAS (as of June 2003)

Test	Billerica	State
Gr. 3/Reading	95%	93%
Gr. 4/English	94%	89%
Gr. 4/Math	91%	83%
Gr. 6/Math	81%	74%
Gr. 7/Eng.	98%	93%
Gr. 8/Math	85%	67%
Gr. 10/Eng.	97%	89%
Gr.10/Math	92%	79%

MCAS Graduation Requirements

For the Class of 2003, 2004 and 2005 passing the Grade 10 MCAS test "competency determination" is a requirement for obtaining a high school diploma. 100% of students in the Class of 2003 have met the MCAS "competency determination". Few Massachusetts schools meet this 100% standard.

SAT

The SAT tests are used as a measure for acceptance into college. Billerica Memorial High School Class of 2003 again scored above the State average in both Verbal and Mathematics, 83% of students in the Class of 2003 went on to higher education.

	Billerica	State
Verbal	516	509
Math	504	518
Total	1056	1027

Advanced Placement

In addition, 72 Billerica Memorial High School students took a total of 124 Advanced Placement Exams in various subjects. The results again exceeded the State (and national) averages for the number of students attaining a qualifying score or higher.

Billerica	State	USA
79%	70%	60%
(98 or 124)		

2002-2003 HIGHLIGHTS

- The Billerica Memorial High School Class of 2003 had 338 graduates. Of these, 280 students (83%) continued their education at the post-secondary level. One hundred and

ninety eight students (59%) continued at four-year colleges, including NYU, Tufts, Johns Hopkins, Vassar, George Washington, Boston College, Brandeis and many others. Seventy-four students (22%) continued at two-year colleges, with most attending Middlesex Community College. Eight students (2%) continued at one-year programs such as the Bryman Institute and Franklin Institute of Technology. Also, we are proud to report that 9 students (3%) chose to support our country by serving in one of the branches of the United States Military

- Instructional Benchmarks aligned with the Massachusetts Curriculum Frameworks for English Language Arts, Mathematics, and Science and Technology were completed for grades kindergarten through eight, and a comprehensive curriculum update was initiated in all core subjects.
- Professional Development and staff trainings were provided in core academic areas, instructional methodology, and State mandated
- Foreign Language instruction in French and Spanish was offered at the middle school level, and instruction in German, Italian, French and Spanish was offered at the high school level. Students can complete the equivalent of up to five years of language instruction.
- Twenty BMHS students were offered the opportunity and participated in a two week exchange program with the Town of Waldorf, Germany.
- The Dutile School planned and constructed the Noreen Donovan "Level Reader" – A community project.
- BMHS offered 27 varsity, junior varsity and freshmen athletic teams with over 760 participants.
- The Locke School reached full implementation of the Middle School Portfolio Assessment system at all grade levels.
- The Marshall School added 2,145 new titles to its library catalog.
- New grant funded computer (PC) labs were established at the Locke, Marshall and High Schools These labs were connected to the networks in all schools providing educational access to the Internet.
- Special instructional and cultural presentations supported by Parent Teachers Organizations and the Billerica Partners for Education took place in all schools. At the Ditson School, these presentations included: The Discovery Museum from Acton, The New England Aquarium, Greg Thang – Children's Math Book author, and Jeff Nathan – Children's Poetry author.
- The Hajjar School expanded it summer reading program to increase student reading ability. In addition the Hajjar School continued its highly successful School Citizenship Day Program.
- Student writing portfolio development continued at the Kennedy School allowing parents to view and discuss their child's academic growth.
- The Parker School continued its Community Reader Day where various town officials visit the school and read to the children. These included the Town Moderator, Selectmen and Selectwomen, School Administrators and community people. In addition, each grade at the Parker School has completed a Community Service Project as follows; Kindergarten - Easter Hop-a-thon, First grade – letters of thanks to the fire department,

Second grade – letters and packages to servicemen, Third grade – Valentines for the McCarthy Center, Fourth grade – Food Pantry Drive in October, Fifth Grade – Valentines for the Senior housing.

- The Vining School began adoption of the power lunch program "Everybody Wins" which pair's corporate volunteers and students from grades one and two. Each corporate volunteer reads with their student reader. The program is underwritten by the Millipore Foundation with sponsorship from the Millipore Co., Bristol Myers Squibb Medical Imaging, and Mykrolis.
- New Science textbook and materials adopted for grades kindergarten through five.
- The Locke/Marshall School band was awarded 1st Place at the Music in the Parks Festival in Virginia.
- The High School Marching Band and Color Guard were Musical Arts Conference Division II Champions.
- BEAM continued as an early intervention program with the Massachusetts Department of Public Health.
- All schools have a registered nurse assigned to the building.
- The Food Services and Hallenborg Ice Rink continued their successful operations.
- After-school childcare services at each elementary school is available and is operated by the Boys and Girls Club.
- "Shadow Days" for career exploration continued in conjunction with the Rotary Club and the Billerica Plan in conjunction with the Billerica Partners for Education.
- The Billerica Partners for Education through its members continue to provide support for students and teachers by enriching the education process through donation of mini-grants, personnel (time) and resources.

ENTRANCE AGE

For admission to the Kindergarten, a child must be five (5) years of age before August 31 of that year. A birth certificate is required of all pupils unless their parents were residents of Billerica at the time of the child's birth.

EMPLOYMENT CERTIFICATES

Employment Certificates (working papers) are issued at Billerica Memorial High School, New Addition, and Principal=s Office. Applications must be made in person and a birth or baptismal certificate must be presented.

RETIREMENTS 2002-2003

Administrators:

Jerry Houghton	21 years
Gaile Jenkins	32 years
Nancy Phillips	31 years
Roger Waugh	20 years

Teachers:

Margaret Armstrong	35 years	Barbara Hood	50 years

Margaret Blair	34 years	Carl Jahnle	38 years
William Blair	35 years	Susan Keroes	34 years
Kathleen Breen	37 years	Jean Kyle	35 years
Thomas Byrne	35 years	Ann Mahon	30 years
Esther Chamberlain	29 years	Jane McCaffrey	37 years
Barry Connors	32 years	Muriel Nastasi	32 years
Barbara Delehanty	34 years	Carolyn Palmer	35 years
Thomas DiMare	35 years	Anthony Russo	33 years
Marilyn Fay	19 years	Don Staveley	32 years
M. Carol Gallagher	30 years		
John Gorczyca	30 years	Nurse:	
Eleanor Hoar	28 years	Carol Sennett	18 years
Paraprofessional:			
Cathy Cardia	17 years		

SCHOOL COMMITTEE

Mrs. Maureen Collins Rea, Chairman	Term Expires 2004
Mr. Thomas Galligani, Vice Chair	Term Expires 2005
Mr. Robert Keough, Secretary	Term Expires 2006
Mrs. Marie Blanchette, Member	Term Expires 2004
Ms. Jessica DiOrio, Member	Term Expires 2005

ADMINISTRATION

SUPERINTENDENT OF SCHOOLS
Dr. Robert J. Calabrese

ASSISTANT SUPERINTENDENT
Mr. Francis Antonelli
Business Affairs

ASSISTANT SUPERINTENDENT
Dr. C. Milton Burnett
Curriculum

TRANSPORTATION DIRECTOR
Mr. John McKenna

MEMORIAMS

JEAN LORANGER, Teacher
Died: April 9, 2003

JANE GOURLIS, Teacher
Died: November 2003

VALORIE LANGELIER, Teacher
Died: January 9, 2003

ANTHONY CAPALDO, SR., Custodian
Died: June 18, 2003

EDITH JENKINS, Clerk
Died: August 31, 2003

RICHARD DAILEY, Crossing Guard
Died: November 10, 2002

PAULINE DESMOND, Crossing Guard
Died: January 11, 2003

JAMES A. DONNELLY, JR., Custodian
Died: July 8, 2002

JEANNNE S. GALLANT, Cafeteria Worker
Died: November 1, 2003

LAWN A. KILEY, SR., Maintenance Worker
Died: October 26, 2003

ANNE C. KIRKS, Cafeteria Worker
Died: September 28, 2003

GLADYS MCGINNESS, Cafeteria Worker
Died: August 31, 2003

VIOLET STICKNEY, Cafeteria Worker
DIED: August 1, 2003

SHAWSHEEN REGIONAL VOCATIONAL TECHNICAL HIGH SCHOOL

The Shawsheen Valley Regional Vocational Technical School District is pleased to submit its 2003 Annual Report to the citizens of Bedford, Billerica, Burlington, Tewksbury, and Wilmington. Located on Cook Street in Billerica next to the towns of Burlington and Wilmington, the school celebrated its 34th anniversary this year, perpetuating the highest quality in vocational technical education to area youth and residents.

The elected representatives of the 10-member Regional School Committee that governs the District are: Mark Trifiro and Donald Drouin from Bedford; Kenneth L. Buffum, Vice Chairman, and Bernard F. Hoar, Treasurer, from Billerica; Paul V. Gedick and Alfred Verrier from Burlington; J. Peter Downing and Patricia W. Meuse from Tewksbury; and James M. Gillis, Secretary, and Robert G. Peterson, Chairman, from Wilmington. Charles Lyons has been Superintendent/Director of the District since 1987.

Shawsheen Valley Technical High School (SVTHS) is one of 26 regional vocational technical school districts in Massachusetts. One thousand two hundred and ten high school students were enrolled in SVTHS's day school programs in October of 2003, and more than 600 adults participated in the school's various adult and continuing education courses.

The high school graduating class of 2003 numbered 241 seniors. By September of 2003, 38 percent of Shawsheen Tech graduates were employed in their area of expertise; 54 percent of the graduates were pursuing higher education; one percent entered the military forces; and seven percent were employed in other trade areas.

Shawsheen Valley Technical High School continues to benefit from a growing appreciation within the School District for the comprehensive secondary-level experience offered at the school. In its instructional approach, vocational education provides an immediate and realistic context for students, many of whom prefer and flourish in this type of hands-on, intuitive experience. The activities that comprise the state-of-the-art vocational curriculum not only result in unique educational achievement not realized in the traditional academic experience but also support a communication between the teacher and student whose historic origins lay in the relationship between the apprentice and the master crafter.

Academic Programs

The core of the Shawsheen educational experience also consists of a strong academic component, pre-eminent among the state's vocational schools in many standardized measures of knowledge and ability.

MCAS Performance: In the spring of 2003, Shawsheen's sophomores (members of the class of 2006) outperformed all other sophomores from all other Massachusetts vocational schools on measures of English Language Arts performance and on combined measures of English Language Arts and Mathematics performance. Within the regular-education population (students who are not identified as disabled and who are not receiving Special-Educational services), 94 percent of the tested students passed the MCAS test on their first attempt. Within the Special-Education population, 51 percent of Shawsheen disabled students passed the test on their first attempt. Both the regular- and Special-Education scores significantly exceeded statewide averages. Shawsheen has also had noteworthy success in attaining the MCAS standard through the performance-appeal and alternate-assessment options.

The performance of these students in the spring of 2003 — along with the improvement observed between that year and the preceding test years — strongly suggests the effectiveness of the English Language Arts, Mathematics, and Support Services programs and can be linked to:

Extensive curriculum development and rigorous classroom instruction focused on outcomes aligned with Department of Education Curriculum *Frameworks* in all core courses.

Application of computer assisted instruction to support and enhance attainment of essential skills.

One-on-one tutoring involving prescriptive teaching strategies, level-appropriate instructional materials, and individual instruction utilizing MCAS test item analysis.

Saturday MCAS-preparation sessions.

Summer MCAS-preparation sessions including mathematics and writing clinics.

Athletics

For the third time in seven years, the athletic program was honored as the recipient of the prestigious Walter Markham Award, presented annually by the *Boston Globe* in recognition of the most successful vocational-school athletic program in the Commonwealth of Massachusetts.

Over 360 students participated in interscholastic athletics, capturing Commonwealth Athletic Conference championships in football cheerleading, girls' basketball, basketball cheerleading, baseball, and softball. SVTHS state-tournament qualifiers included the boys' soccer, girls' soccer, boys' basketball, girls' basketball, ice hockey, baseball, softball, and lacrosse teams. The wrestling and softball teams won state vocational titles. The baseball and girls' basketball teams also qualified for the state vocational tournament.

In addition to these outstanding teams, SVTHS athletics developed exemplary individual athletes. Jennifer Elwell of Tewksbury was selected to the *Boston Globe* and *Boston Herald* All-Scholastic softball team for the second consecutive year. Ashley Morgado of Wilmington became the highest basketball scorer in the school's history.

Building and Grounds

During the Summer of 2003, the Health and Fitness Center was completed. In addition, the first floor of the field house was completed. The parking lot was resurfaced and new curbing, where necessary, was installed. All sidewalks were crack-sealed and seal coated. Approximately 3,000 square feet of new flooring was installed to the corridors, and a new coat of paint was added. Five hundred student lockers were painted. Business Tech was rebuilt and new carpet was installed in that area. Floor improvements extended to the Internet Technology area, where new floor tiles were installed.

The safety committee made various improvements including new signage and the installation of safety air guns and additional fire extinguishers.

The ansull fire suppressant system in the culinary arts department and bakery shop was replaced with a new fire-code approved system.

Adult Evening School: The Adult Evening School continues to offer a wide variety of opportunities to adults interested in expanding their knowledge and skills. More than thirty courses are offered during both the fall and spring semester. The enrollment in these courses has exceeded six hundred adult learners during the past year. Course offerings include a variety of traditional vocational programs such as welding, electrical, woodworking and collision repair as well as technical programs in Adobe Photoshop, web design, computer repair and computer applications. Residents interested in taking these and other types of practical courses are encouraged to call Mr. Raymond Callahan, Adult Education Coordinator at (978) 667-2111 for information and/or a brochure.

School of Practical Nursing: During June commencement exercises, the School of Practical Nursing graduated its eighth class, comprising 31 Licensed Practical Nurses. Since its inception in September of 1994, a total of 288 students have successfully graduated from this program and have gone on to rewarding careers as licensed practical nurses. This intense ten-month program offers qualified adults a combination of evening coursework and clinical externship experiences that prepare aspiring healthcare professionals for the licensed practical nurse exam. The significance and benefit of this valuable program to the community is magnified by the extreme shortages of qualified healthcare professionals that exist both locally and nationally. Residents interested in applying to the LPN program are urged to contact Assistant Director Patricia Noonan at (978) 671-3646.

Middle School Career Awareness: Over 350 middle school students from the sixth, seventh, and eighth grades of the five district towns participated in career awareness activities at SVTHS after school during the winter of 2003. Each student was provided with the opportunity to spend a total of five hours exploring each of eleven different career path options encompassing the manufacturing, transportation, services, information technology and construction industries. Mr. Mark Small administers this program. He can be reached at (978) 671-3615 for registration information. The program is free of charge and is available for district middle-school students. Busing is provided by SVTHS.

Tech Prep: SVTHS is very proud of the articulation agreements that it has developed with nine local colleges. Through the nationally recognized "Tech Prep" program, these agreements provide qualified SVTHS students with the opportunity to receive college credit for coursework completed prior to high-school graduation. Students receive post-secondary credit when they matriculate into a degree program at one of these institutions. These "Tech Prep" articulation agreements serve to further develop career paths for our graduates, maximize their interest in

obtaining advanced degrees in their vocational-technical areas, and assure that students are engaged in a post-secondary educational career path that is both relevant and rewarding.

Summer School: SVTHS offered twenty courses to one hundred and forty-five students from surrounding towns and school systems during the summer of 2003. Courses were offered in English 8, 9, 10, 11, and 12; Mathematics 8, 9, 10; Algebra 1; Algebra 2; Geometry; U.S. History; World History (Civilization); World Cultures; Social Studies; Civics; Lab Physical Science; Lab Biology; Earth Science; and Physical Education. Many courses are team taught, requiring students to complete integrated research tasks in a state-of-the art PC lab. In addition, developmental and remedial instruction was offered by certified Consulting Teachers of Reading using traditional and technologically assisted instruction. Individual and small-group pull-out tutoring is available for students whose Educational Plans stipulate these services. Individuals seeking summer-school information should contact Dr. Robert Kanellas, the Summer School Coordinator, at 978-671-3631.

Computer Services

Student Information System: The Computer Services staff completed the 2003 Academic School Year using the new "iPASS" student information system. For the first time at Shawsheen, the system provided transcript information for the additional credits given for Health & Safety as well as Career Awareness from the freshman exploratory program for the ninth grade class. During the summer, all academic student scheduling as well as ninth grade exploratory scheduling was completed for one of the highest student enrollments in recent years. In addition, for the first time this past fall, freshman students received shop exploratory report cards at the same time as their first academic report card rather than later in the year. For the second quarter Mid-Term Progress reports, teachers used "iPASS" for the first time to enter grades for a new Mid-Term Progress report rather than doing the reports manually. At the end of the year, the computer staff started work on a Certificate of Occupational Proficiency report that will allow vocational teachers to provide each student with a detailed report of the student's competencies in his or her shop area.

Computer Network: In February, a new wireless computer lab was installed in the Automotive related lab. During the summer, the network staff redesigned the TCP/IP network and VLAN's to improve performance and manageability of the school network. The staff also converted the school's Windows NT 4.0 servers to Windows 2003 servers and Active Directory. In addition, a new Windows 2003 server was installed to support the increased requirements of the Special Needs department. The network staff also upgraded one of the academic computer labs with new Dell PC's during the summer and reconfigured the three Business Technology labs along with two reading labs. In the fall, the staff setup a new Cyber Imaging computer product, which allowed the Cosmetology department to increase their use of technology for the students. The staff also installed a new virus protection system on all desktop computers in the building.

Staff: Scott Ouellette was hired as a computer network technician in the Computer Services Department. Scott was the top graduate from the Internet Technology shop at Shawsheen Tech for the class of 2002. He is also working towards his Bachelor's degree at UMASS-Lowell.

Dean of Students

Project 540 Degrees, a nationwide initiative involving 250 high schools designed to encourage and engage young people in active citizenship, is continuing at Shawsheen Tech. Students involved in this exciting program have implemented a plan for creating awareness of Shawsheen's extra curricular activities through a bulletin board purchased with grant funds from the Pew Charitable Trusts. The students involved in the project facilitate dialogues in classrooms then create proposals for school and community change.

The Dean's Office *Team Dating Violence Awareness Group* plans to continue raising funds for a local shelter, to whom the group has donated $319 towards the purchase of a new swing set.

Guidance

Admissions: Applications for the freshmen class for fall 2003 eclipsed five hundred. Three hundred twenty-five students were enrolled. These statistics reflect a continuing trend of increased interest in the technical education offerings of Shawsheen Valley Technical High School as well as a modest increase in the number of eighth-grade students in the district.

College and Career Planning Night: The annual college and career-planning night held in early November attracted over 400 people. In addition to Shawsheen Tech seniors and their parents, invitations were extended to eleventh and twelfth grade students residing in the five district towns.

This comprehensive endeavor included representation from 29 local colleges and career schools, five branches of the armed forces, and various local employers. In addition, financial aid strategies and resources along with a detailed presentation on the process associated with financial aid assistance were presented by a representative from the Massachusetts Education Financing Authority (MEFA).

Cooperative Education Program: The cooperative education program, which represents a partnership between Shawsheen Valley Technical High School and local industry, affords eligible students the opportunity to gain meaningful work experience in their field of study. In December 2003, over 70 seniors were in the cooperative education experience. Over 250 area businesspersons serve on Shawsheen Tech's Craft Advisory Committee — monitoring and ensuring up-to-date curriculum, equipment, content and technology. Among the first to hire graduates from school programs for which they actively serve as consultants, members of this comprehensive committee meet twice each year with Shawsheen Valley Technical High School administration and faculty.

School Council

During the 2002-2003 school year, the School Council, co-chaired by Assistant Superintendent-Director/Principal Robert Cunningham and parent Nancy Higgins, reviewed and recommended the initial school budget prior to submission to the School Committee and endorsed a new School Improvement Plan that enhanced curriculum standards, students' attitude for success, guidance services, communication, parent involvement, computer applications, professional development, and building needs.

Technical Programs

Automotive: The Automotive program successfully completed its three-year National Automotive Technician Education Foundation (NATEF) review, meeting all required standards with regard to curriculum, equipment, tools and teacher certifications. All instructors in the program are Automotive Service Excellence (ASE) certified expert technicians and are committed to keeping their knowledge and skills current. As a result of the faculty's ongoing, professional commitment, students are prepared to meet the standards of a constantly changing industry.

September marked the opening of Automotive program's renovated and upgraded related theory classroom. Completion of this project has made possible student access to a program called Automotive Information System using one of 20 on-line computers at each student desk. Automotive Information System is an unlimited curriculum and resource for safe auto-repair instruction, technical information, and the latest updates on specific jobs. The program also allows teachers to obtain lesson plans for job- specific repairs and data repair for every car used for demonstration or service.

The related classroom uses many engine mock-ups, parts displays, posters and even a full-size break- away car as instructional resources in formal instruction. The teacher's ability to visually and kinesthetically connect instruction to these resources conspicuously and measurably enhances the students' understanding of automotive theory.

Through capital funding, a new state-of-the-art alignment rack and lift have been purchased and installed in the shop. This purchase will allow the students the opportunity to develop competencies that will make them more marketable upon graduation. In addition, it meets the highest safety standards available in lift equipment today.
The automotive program continues to meet vehicle repair requests from our sending towns. The recent repair and painting of the town of Burlington's DARE vehicle is a good example of a project that helped the town and provided the students with a valuable learning experience.

Auto Body: The Auto Body program is a National Automotive Technical Education Foundation (NATEF) certified program, having met all the required standards for equipment, curriculum and teacher's certifications. Satisfying the rigorous standards of the National Automotive Technician

Education Foundation (NATEF) requires instructor diligence and commitment to students. The single mission of the NATEF is to improve the quality of automotive service and repair.

Since the completion of the new automotive computer lab, Auto Body students are able to access the on-line NATEF curriculum, which allows them access to up-to-date automotive technology. The Auto Body program also added an online safety program to its curriculum this year. At the completion of this program, students receive a safety certificate that is recognized throughout the industry.

Air Conditioning & Refrigeration (ACR): ACR is a constantly changing industry. To meet the educational challenges of these changes, the ACR program has purchased and received donations of new air conditioning and heating technology equipment. Training students on the latest equipment is a critical requisite for meeting the expectations of future employers. Many of these donations were obtained from local businesses and advisory members who have supported the program for years.

The ACR program trains its students on real, live work through community work requests and major school projects. The students are presently installing a heating system at the Howe Museum for the town of Billerica. Two other important educational projects that ACR students have recently completed on Shawsheen Tech's grounds are the field-house heating and cooling systems and a cooling system for the science labs. ACR's curriculum includes a maintenance and trouble-shooting component that not only provides necessary training to the students but also provides a valuable service to the SVTHS Maintenance department. This service is also cost-effective to the district.

New disconnect switches have been installed in all the student workstations, and a lock-out-tag out system has been purchased to enhance the shop's safety environment. The curriculum has been updated to include training in the system as well as many other new safety procedures for the program.

Business Information Services: The supervised externship program will be implemented during the third term this year. Students gain important office skills through this program and will be able to provide needed support and help to area town facilities during a continued time of fiscal restraint. Many of last year's seniors have continued in their positions as full-time employees at the various local businesses and town facilities.

The three business labs have been renovated to meet the technology standards of the industry. Changes have not been limited to the building itself, but equipment has been purchased as well, which will improve the efficiency of all the computer equipment in the labs. The completion of the project has resulted in a safer and improved environment for learning.

By completing Business Information Services' new Microsoft Training Program, many students have received a Microsoft Certification.

The marketing curriculum has been expanded this year to increase students' opportunities upon graduation. Competencies are developed through the operation of the school store and through the compilation; collection and distribution of the morning food break orders for the entire school.

Carpentry: The Carpentry department, along with all the construction trades, is in the process of completing a split-level house. The house will be turned over to the Billerica Housing Authority upon completion. The students developed skills in framing, exterior finishing, roofing and interior finishing through the construction of this home. This outside project not only provides students with valuable live work in which to develop competencies but also instills community responsibility in the students. The following are other community and school projects in which the department is involved:

Shawsheen Tech field house.
Shawsheen Tech baseball dugout renovation.
Billerica Vining School sign.
Billerica Elks gazebo re-roof.
Billerica Howe Museum renovation.
Burlington Police Station project.
Tewksbury Elks picnic tables.

These projects provide a tremendous savings to the school-district towns and community organizations as well as work experiences for the students.

Cosmetology: The Cosmetology program has expanded its community service program in which teachers are accompanying 10th and 12th grade students to sending communities' nursing homes, senior centers and assisted living facilities. This year, the program was expanded to include a new elderly event, which was dubbed Elderly Citizens Day. On this day, elderly citizens are invited to the school for beauty makeovers and a lunch in the dining room. These types of programs provide students with real, live work and at the same time instill compassion for our elderly population. In addition, many of our local citizens take advantage of cosmetology's services at the school on a regular basis.

The Cosmetology program has recently purchased cyber-imaging software and an equipment program, which were recommended by the Craft Advisory Committee. As a result of this curricular this update, students will have the skill and knowledge to obtain employment in salons with the latest technology in hair design.

The Cosmetology instructors recently and proudly announced that all of the preceding year's Cosmetology graduates — seventeen students in all — have received their state cosmetology licenses. The breadth of this accomplishment strongly suggests the instructors' ongoing commitment to instructional excellence.

Culinary Arts: The Culinary Arts department is in the process of updating curriculum and equipment to meet the standards of the American Culinary Federation (ACF). Completion of the necessary documentation and an evaluation of the program by the American Culinary Federation (ACF) are being planned for this year. Once the program receives this certification, the students

will have the opportunity to take the American Culinary Federation (AFC) exam and receive their American Culinary Federation (ACF) credentials. In addition, this year's culinary students will gain knowledge and skills that will prepare them to take the Serve-Safe certification exam. Many food establishments require this credential as a condition of employment today.

Overseeing the operation of the Ram's Head Dining Room continues to be a valuable aspect of the culinary program. The dining room allows the public to have an enchanting culinary experience four days a week for a very reasonable cost. Two noteworthy events for which the culinary department prepared meals during the current year included:

The annual Craft Advisory Committee dinner for which they planned, prepared and served 250 Advisory Committee members, and

Four citizenship awards banquets in which students were honored for high character.

Another key aspect of the Culinary program is the bakery, a program in which students learn to create breads and pastry and to operate a retail bakery, open to the public four (4) days a week. The bakery also supplies many items to the culinary program for the students' break service.

Diesel: The Diesel program has replaced their corrosive alkaline-based hot cleaning tank with a new environmentally friendly aqueous spray tank. This purchase has provided for a safer method of working with chemicals and produces no hazardous waste materials. Owing to the generosity of a local company, students are being trained on the operation of a donated automotive machine lathe, allowing them to develop competencies in boring, planning, and counter boring engines and cylinder heads. A Volvo Penta Marine diesel was also donated to the program recently for the purpose of training and testing students. The program continues to update its Mitchell on-Demand DVD system with the annual purchase of new software.

The Diesel program is National Automotive Technician Education Foundation (NATEF) certified, with the instructors meeting Automotive Service Excellence (ASE) certifications in all areas of instruction. Mr. Havens is also an evaluation team leader for the organization, which allows him to stay current with all regulation changes each year. In addition to National Automotive Technician Education Foundation (NATEF), the program maintains national certifications in Mechanical Repair Pollution Prevention and an online safety program called SP2.

Some of the work projects students have accomplished this year include the:

Rebuilding of a Ford F-250 engine and transmission.
Rebuilding a rear axle housing on a John Deere tractor.
Reconditioning the fuel system, transmission, and brakes for a handicap van donated to Shawsheen Tech.

Drafting: The Drafting program is certified by the Drafting and Design Association — the first program in the Commonwealth of Massachusetts to receive this national certification. The association was so impressed with the quality of the application and knowledge of its instructors that they have asked Mr. Andy Botticelli, drafting instructor, to chair the curriculum committee for its organization and to provide support to other vocational schools in the Commonwealth. The 12th grade students will have the opportunity to obtain a certification from the Drafting and Design Association for the first time this year.

Some of the software programs on which drafting students are developing skills are: Auto-CAD, Solid Modeling, Pro–E, and G.I.S Terrain Modeling. Although the students adhere to a strict and vigorous curriculum, they still have the chance to gain real project experience by completing community requests and school drawing needs. The following are a few examples of completed projects this year:

Shawsheen Tech's master signage plan.
Shawsheen Tech's parking lot design.
Design and construction drawings for the Girl Scout's ecology sign.
Machine Shop renovation design and construction drawings.
Billerica Fire Department's school floor plan project.

The efforts of the Drafting instructors have resulted not only in the most technologically advanced drafting program in the state but also — and more importantly — in pre-eminent learning and employment opportunities for their students.

Electronics: Based on Craft Advisory Committee recommendations, the Electronics instructors spent much of the recent summer redesigning the shop layout. Workbenches, equipment, computer stations, storage cabinets, and electrical and computer cables were moved. Although none of the relocations was easy, the dedicated Electronics instructors completed the tasks themselves, creating a shop environment that is more efficient and conducive to learning.

Through capital budget funding, the program was able to purchase Lab-Volt and NIDA computer-based instructional equipment. In order to utilize this equipment to its fullest capacity, the staff members developed a new curriculum, which exposes the students to a much wider and more difficult range of projects. In addition, the curriculum was revised to include computer repair at the sophomore level.

In order to implement a rigorous curriculum reflecting technological changes, Mr. Richard Galante was added to the Electronics faculty. His extensive experience and knowledge of the electronics and computer industry has strengthened an already talented team of instructors.

Electrical: The Electrical students continue to gain a wide range of competencies through outside projects. They obtained skills and knowledge in the industrial aspect of the field this past year by completing the wiring of the school's new field house and concession stand. Completing the Billerica Housing Authority house project provided the students with the necessary

residential wiring experience needed this year. The students are developing skills in maintenance and trouble shooting with an on going commitment by the department to support the maintenance staff with constant repairs requests.

To accommodate the physical demands of a growing student population, the program has redesigned its shop space to include more workstations. Disconnect switches were recently installed in each student workstation, creating a much safer shop environment with the integration of a lockout tag system. The Electronics faculty expresses its professional gratitude to two Advisory-Council members, the Interstate and Tocco Electrical companies, for their donation of the equipment used to make this safe change possible.

Graphics: The Graphics department has kept pace with technology by purchasing new G5 computers and upgrading its operating system. Revisions were made in the curriculum to accommodate these purchases.

The students in the Graphic program develop valuable competencies by completing various printing projects for the school and district towns. The students also oversee the copying center where materials — such as student handouts, exams, and instructional worksheets — are duplicated for the administration and instructional staff.

Health: All Health seniors were placed at a medical facility or nursing home during the first week of school in the senior externship program, allowing them to gain experience working under real conditions, which is not possible in a school setting. Many of this year's seniors have been placed on co-op as Certified Nursing Assistants, Medical Assistants and Child Care Aides. This year's placement rate and externship program are good evidence that the program's curriculum is preparing students for today's job market.

CPR training will soon be added to the Medical and Nursing Assistant curriculum, and a one-year childcare theory course is being considered, based on the Advisory Committee's recommendations and employer needs within the district.

The Licensed Practical Nursing (LPN) program currently has 36 full-time evening students working at Tewksbury Hospital, Lowell General Hospital, and New England Pediatrics. The LPN students begin their studies in August each year and graduate the following June. The graduating class of last year had comprised 31 students, 29 of whom passed their state boards and received LPN certification.

Internet: The Internet program's two labs were completely renovated last summer necessitated by its expanded curriculum. Student workstations, which were designed, built to facilitate the computer-repair component of the curriculum, have allowed more open space within the shop. Telecommunication, electrical and computer-service wiring were relocated; walls were painted; and new flooring was installed. In addition, three new servers along with a new Internet wiring system were purchased and installed by the students, giving them a practical, hands-on experience.

Due to a change in the curriculum this year, grade-12 students have been learning the software and hardware components of A+ computer repair technology, which has resulted in 17 of 19 students' receiving A+ certification in both areas. The remaining two students have passed the hardware portion.

Students in the Internet program are also exposed to the CISCO curriculum, which is based on the Certified Network Administrator Certification. Upon completion of this grade-12 curriculum, students will be prepared to take the certification exam. Other important additions to the curriculum include Microsoft applications and Unix and Java training.

The students have been involved in many community projects this year, which include:

Fire Department Maps
Billerica Plan
Web upgrades

At the recent joint conference of the Massachusetts Association of School Committees and the Massachusetts Association of Schools Superintendents at Worcester Centrum Center, nine Internet students put on a high-technology demonstration, demonstrating their competency of Shawsheen's Internet students and, at the same time, the efficacy of the Internet curriculum.

Machine Technology: The Machine Technology program is a National Institute for Metalworking Skills (NIMS) certified program that has met all of the NIMS standards for curriculum, equipment and staff credentialing. Maintaining this certification is contingent upon students' earning credentials. At least 25% of the students have to pass the Level-I exam and 50% need to pass the Level-II. exam. As a result of meeting these criteria, NIMS has extended the certification until January 1, 2005. Due to the quality of the Machine Technology program and the instructor qualifications, NIMS has recruited the instructors to become part of their evaluation team for other schools throughout the state. For the first time last June, graduates qualified to take the NIMS certification exam. All the graduates took the exam and received the desired credentials.

In order to keep its equipment up-to-date and safe for student use, the Machine Technology program has rebuilt two lathes each year, recently completing the that process. The program's CNC software program, Master Cam, was updated to insure that students are learning on the version most commonly found in industry.

As a way of meeting many machine competencies, the students in the Machine Technology program have completed several projects to support other program needs throughout the school and community including:

New door signs for all school doors
Clock for Parent Council

Golf Tournament gifts
Tewksbury water treatment plant flange project

Masonry: The Masonry students have completed work on the field house and concession stand. This project has allowed the students to develop advance competencies not otherwise possible, which included the construction of quoin corners and brick projections around all windows and doors, along with the tiling of all shower stalls. To complete this project, the students laid over 20,000 bricks and 6,000 blocks, poured and finished 150 yards of concrete, and installed 300 square feet of tile. In September, the students started the challenging task of rebuilding the baseball dugouts. The students will be matching the architectural design of the field house using similar brick and quoin corners, and — in this painstaking process — their workmanship will rise to the level of any in the trade.

The Masonry instructors have updated the program curriculum to include marble and granite competencies. The change in the curriculum was based on employment opportunities in the area and Craft Advisory Committee's recommendations. As part of their curriculum requirement this year, the grade-12 students completed a 10-hour OSHA safety course, an experience that will provide them with more employment opportunities upon graduation.

Metal Fabrication: The Metal Fabrication program has again made upgrades to its equipment and curriculum this year. Funds acquired through a Perkins Grant enabled the purchase of a new CNC break, which will support instruction in the latest CNC technology and, in turn, open a wide range of employment opportunities for the students. The safety features of this CNC break is second to none and will allow the student more independent use of the machine.

Because the Metal Fabrication program is a National Institute for Metalworking Skills (NIMS) certified program, the students will have the opportunity to take the NIMS certification exam this year. This certification is the most widely accepted in the industry. Students who obtain NIMS certification earn skill recognition, boost self-confidence, build creditability in the work place, and improve job opportunities and job placement.

The students have gained new knowledge and developed new skills completing projects that have benefited the school and town including:

Billerica walkway bridge.
Shawsheen maintenance repairs.
Parent Council gifts.
Golf tournament gifts.

Plumbing: Mr. Thomas Villandry accepted an instructor's position in the Plumbing department this year, bringing to the program invaluable experience and a master plumber's credentials. Upon his arrival, Mr. Villandry assumed responsibility for the grade-9 exploratory program and the grade-10 shop program.

Community and school projects are an important part of the program's curriculum as they provide students with real, live work. These projects give the students the opportunities to improve and complement basic competencies learned at the lower grade levels. Outside projects such as the Billerica Howe Museum and the school's field house allowed the students to develop industrial skills. Participating in the completion of the house project for the Billerica Housing Authority provided the grade-11 and -12 students with skills and knowledge in residential construction. Developing troubleshooting skills is also important and is accomplished through the program's maintenance curriculum, which also helps keep the school's plumbing system working effectively. An important maintenance project this year has been the repair and installation of eyewash stations throughout the school. Efforts from the Plumbing department, as well as the other construction programs, are helping Shawsheen Valley Technical High School become a safer place for students to learn and staff to work.

The instructors have constructed a new steel rack in order to facilitate the implementation of more advanced venting and drainage projects. This new rack system will facilitate the completion of shop projects that require various types of materials and clamping systems. In addition, this rack arrangement is much safer and provides more visibility of student activities in the shop.

Technical Illustration: Technical Illustration has made significant changes in its curriculum and equipment this year. Revisions have been made in the curriculum to support the upgrade in Photoshop, Desktop Publishing, Illustrator, and In Design software.

Through capital funding, the program purchased 20 new Macintosh computers and a computer mobile lab for their related program.

The continued success of Technical Illustration students at Skills USA-VICA demonstrates the level of instruction and the skills students developed in the Technical Illustration program. Students from the program earned three medals at state competition.

Meeting the requests and needs of the school and sending towns engages the students in live work that typically requires a demanding time-line and high-quality standards.

SKILLS USA-VICA: SKILL USA-VICA is a national organization allowing vocational/technical students the opportunity to enter specific skill competition and participate in numerous leadership events.

At the North District Conference last spring, 80 Shawsheen students competed and won 36 medals. Of those 36 students, 24 went-on to win a medal in state competition, which included three gold medals. The three gold medal winners went on to compete at the national level and did an outstanding job representing Shawsheen Valley Technical High School in the area of Business, Masonry and Internet.

Certificate of Occupational Proficiency (COP): The COP is the Commonwealth's assessment program for technical education. It is being designed to measure the attainment of industry-based skill standards of students enrolled in technical education. Currently, the Department of Education has approved a competency list from the following eight occupations:

Automotive Technology
Cosmetology
Culinary Arts
Horticulture
Carpentry
Electronics
Graphics Communications
Marketing

Shawsheen has taken a leadership roll in the COP process with many of the school's instructors providing their expertise as committee chairpersons and/or members.

Safety: Under the direction of the Director of Community Services, Mr. Roger Bourgeois, the school is in the second year of a five-year process of developing and implementing a school wide safety and health plan. The development of this plan includes work practices, equipment, tools, environmental issues, and educational curricula in all programs. The committee overseeing the development and implementation includes administrators, teachers, students, and safety experts from industry.

The implementation of the plan began this year with a vocational staff member in each program developing a safety plan that included updated safety curriculum for each piece of equipment and work practices. A student record safety plan consistent throughout each program has been put into place. A safety audit has been conducted in each program to evaluate shop equipment and environment. As a result, new safety equipment has been purchased, signage improved, storage practices changed, and environmental issues addressed.

Through the efforts of Mr. Roger Bourgeois and the instructors in the construction programs, all seniors in these programs have obtained an OSHA certification card. The students attended a 10-hour seminar at the onset of the school year, during which they learned all aspects of construction safety. This certification provides Shawsheen students with more job opportunities, since many construction companies require this certification as part of a hiring policy. Plans are also being completed to implement a 10-hour OSHA general industry safety program. Students who complete this program will obtain a 10-hour general industry OSHA card.

<u>Conclusion and Acknowledgement</u>

The SVTHS District School Committee, staff, and students gratefully appreciate the support that they receive from the residents of the 5-member District. The SVTHS family especially acknowledges the continued financial support of the local Town Managers, Finance Committees,

and Town Meetings, who collectively ensure and perpetuate the highest quality in vocational technical training opportunities for area youth.

The District is grateful for the significant contributions provided by Shawsheen Tech staff and employees and acknowledges the many contributions of the SVTHS staff who retired during 2003. Those retirees are:

Virginia Babine, Financial Administrative Assistant
Daniel Dorazio, Groundskeeper
Nancy Fox, Support Services Teacher
Mary Hawes, School Office Secretary
Alice Houghton, Dining Room Supervisor
Mary Jamieson, Cafeteria
Leslie Marsh, Permanent Substitute Teacher
Pat McDonough, Cafeteria
Margarida Mello, English Teacher
Patricia Smith, Guidance Office Secretary
Daniel Trainor, Guidance Counselor

MUNICIPAL TELEPHONE NUMBERS

PLEASE REMEMBER TO USE THE 978 AREA CODE BEFORE DIALING

EMERGENCY 9-1-1
POLICE 667-1212
All other purposes 671-0900
AMBULANCE 667-1212

FIRE 663-3433
All other purposes 671-0941
POISON CONTROL..... 1-800-682-9211

Appeals Board 671-0964
Assessors Board 671-0971
Billerica Housing Authority 667-2175
Billerica Municipal Employee
Credit Union 667-2434
Building Department
Building Commissioner 671-0959
Plumbing Inspector 671-0960
Wiring Inspector 671-0961
Zoning Officer 671-0959
Cemetery Department Andover Road
Superintendent 671-0946
Civil Defense 671-0917
Conservation Commission 671-0966
Council on Aging 671-0916
Dog Pound (between 3-4pm) 671-0909
Election and Voter Registration
Board of Registrars..... 671-0926
Health Department
Board of Health 671-0931
Public Health Nurse 671-0932
Library 671-0948
Personnel Board..... 671-0942
Planning Board 671-0962
Public Works Department:
Director 671-1313
Chemist 671-0957
Engineer 671-0955
Highway 671-0951
Sewers..... 671-0956
Water Treatment 671-0957
Operation Coordinator 436-9178
Recreation 671-0921
Fax..... 671-0927

School Department:
Administration Building 436-9500
Superintendent 436-9500
Connecting all schools 436-9300
Ditson Elementary School
Dutile Elementary School
Hajjar Elementary School
Kennedy Elementary School
Locke Middle School
Marshall Middle School
Memorial High School
Parker Elementary School
Vining Elementary School
Shawsheen Valley Tech 667-2111
Sealer of Weights and Measures .. 663-2828
Selectmen 671-0939
State Welfare Office
Middle Street, Lowell 454-8061
Systems Administration 667-5204
Tax Collector
Excise, Real Estate Bills 671-0920
Tobacco Control 671-1335
Town Accountant 671-0922
Town Clerk – Certificates/Licenses
Dogs, Births, Deaths, Marriages, Unif. Comm. Code, Hunting Fishing, etc. 671-0924
Town Hall Custodian 671-0942
Town Manager 671-0942
Town Treasurer
Parking Clerk, Tax Title,
Water Bills 671-0928
Veteran's Services 671-0968
Utility Billing Administration..... 671-0954